COMMISSION OF INQUIRY INTO THE USE OF DRUGS AND BANNED PRACTICES INTENDED TO INCREASE ATHLETIC PERFORMANCE

BEFORE:

THE HONOURABLE MR. JUSTICE CHARLES LEONARD DUBIN

HEARING HELD AT 1235 BAY STREET,

2nd FLOOR, TORONTO, ONTARIO,
28
ON WEDNESDAY, JUNE 27, 1989

VOLUME 66



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(ii)

INDEX OF WITNESSES

NAME	PAGE NO
JOHN ROBERT MUMFORD: Sworn	
Examination by Mr. Armstrong Examination by Mr. Pratt Examination by Mr. Bourque Examination by Mr. O'Sullivan Examination by Mr. Prefontaine Examination by Mr. Armstrong	11074 11099 11102 11109 11133 11135
BRIAN JAMES McKINNON: Sworn	
Examination by Mr. Armstrong Examination by Mr. Sookram Examination by Mr. Pratt Examination by Mr. Bourque	11143 11181 11209 11216
ANGELA CAROL BAILEY: Sworn	
Examination by Mr. Armstrong Examination by Mr. Bourque	11230 11270

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(iii)

INDEX OF EXHIBITS

EXHIBIT NO.	DESCRIPTION	PAGE NO.
211	Certificate of Analysis	11219

--- Upon resuming.

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THE COMMISSIONER: Mr. Armstrong.

MR. ARMSTRONG: Yes, thank you, Mr.

Commissioner. Our next witness is Mr. John Mumford and he is present and ready to be sworn. He is with his lawyer Mr. Paul Basso.

THE COMMISSIONER: Mr. Basso, good morning.

MR. BASSO: Good morning, Mr. Commissioner.

THE COMMISSIONER: Very nice to have you on board this morning.

MR. ARMSTRONG: Where is John Mumford? We've lost him.

THE COMMISSIONER: Mr. Basso, would you find your client, please.

MR. BASSO: He is on the way.

THE COMMISSIONER: Okay. Although you're the first witness, we were going to start without you.

JOHN ROBERT MUMFORD: Sworn.

--EXAMINATION BY MR. ARMSTRONG:

- Q. Yes, Mr. Mumford, I understand you are from Toronto?
- A. Mississauga actually.



Q. Mississauga. Right. I should know from other work that I have done that there's a big distinction between Mississauga and Toronto. I'm sorry.

And I understand that you attended the University of Toronto?

- A. Yes, that's correct.
- Q. And did you graduate from that university?
 - A. Yes, I did, sir.
 - Q. And when did you graduate?
 - A. 1984.
 - Q. With what degree?
- A. Bachelor of Science in math and physics.
- Q. Then I understand in about 1979, you became involved in the coaching of Angela Bailey, one of the members of Canada's national track and field team?
 - A. That's correct.
- Q. And let me just ask you a little bit about prior to 1979. Had you had any track and field experience yourself?
- A. Apart from just workouts in high school track, no. Nothing at the national team level.
 - Q. Then had you had any coaching
- 25 experience?

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- A. No.
- Q. All right. And how did it arise that you became the coach of Angela Bailey in about 1979?
- A. Angela and I had been going out for about a year as boyfriend-girlfriend, and we had looked for other coaches for her and really nobody was as interested in her abilities as I was so it just became a natural extension.
- Q. All right. And when the decision was made between Angela Bailey and you for you to begin coaching her, what did you do to prepare yourself in order to take on the task of coaching?
- A. The first thing I did was I went to the public library and I got all the books out on track and field that I could, and subsequently, read various journals, talked to various national team coaches, going to the meets, had meetings with national team coaches and tried to glean as much information as I could to prepare myself for my duties as a coach.
- Q. All right. In the years, at least some of the years that you were coaching Angela Bailey, you were at the University of Toronto studying?
 - A. That's correct, yes.
- Q. And in those years what was involved in your coaching day? Was it an everyday, five or six day a



week commitment?

A. Coaching was a six day a week commitment, and the basic workday during that time period was get up at 8 o'clock in the morning, struggle to lectures, get out of school at 3, go to the track, stay there until 10 and then do homework until 1 or 2 in the morning and then repeat.

THE COMMISSIONER: Where was Miss Bailey training at that time? Where was the facility?

THE WITNESS: We were training at a number of facilities. Gordon Graydon High School, the Woodlands track, the University of Toronto downtown indoor facility when it became available and then about a year later at the York University complex.

MR. ARMSTRONG:

- Q. You coached Miss Bailey until September of 1984; is that correct?
- A. August 31st, September 1st 1984. After the Olympics in 1984, I retired from coaching.
- Q. And during the period of time that you coached her, did you also at some point become a national team coach?
- A. Yes, in and about 1982, I became I guess part of the national team by virtue of Angela's

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being a superb athlete, not I don't think because I was a superb coach, so they put me in charge of the women's relay team.

- Q. All right. And indeed did you attend the 1984 Olympic Games in Los Angeles as part of the national coaching team?
 - A. Yes, I was --

THE COMMISSIONER: Were you a volunteer, Mr. Mumford?

THE WITNESS: Yes, I was. I was the women's sprint coach at the 1984 Olympic Games.

MR. ARMSTRONG:

- Q. When you say the women's sprint coach, for the relay team?
 - A. For the relay team.
 - Q. Was that the 4×100 ?
 - A. The 4 x 100, yes.
- Q. And then in 1984 then after the Olympics, you stopped coaching altogether?
 - A. That's correct.
 - Q. And why was that?
- A. I wanted to pursue my own business interests, and I felt that given that I graduated from university, I had to get on with my own personal life.



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- Q. During the five years that you were coaching both Angela Bailey and being part of the national sprint coaching core, did you ever take any courses, certification courses or courses through the coaches' association?
- A. No, at that time the courses were in an infancy stage, and by virtue of Angela being ranked as highly as she was in the world, I was grandfathered through to whatever level I was grandfathered to, and I honestly don't know what that level was.
- Q. All right. Now although you have not been involved in either the coaching of Angela Bailey or coaching track and field since 1984, your friendship with Miss Bailey has continued up to the present time I take it?
 - A. Yes, it has.
- Q. And I wanted to ask you about a couple of incidents. First of all, back in 1983 at York
 University, apparently, as I understand it, there were some allegations made concerning steroid or drug use by Angella Issajenko. That is, allegations made that she and perhaps other Mazda athletes were using steroids. Is that not so? You're familiar with that?
 - A. That's correct, I'm familiar with that.
 - Q. And one of the persons who made those



allegations apparently at the time was Miss Bailey?

- A. Miss Bailey was the person who made the allegations.
- Q. And as a result of that, as I understand it, there was a meeting held to review those matters at a downtown hotel in Toronto. Was it the Bond Hotel?
 - A. The Bond Street Hotel.
 - Q. And you were at that meeting, were you?
 - A. Yes, I was.
- Q. Could you just tell us so far as the drug issue is concerned as to what was discussed at the meeting, and perhaps I should move you back, I'm sorry.

First of all, tell us who was at the

15 meeting?

A. At the meeting was Charlie Francis, Gerrard Mach, Peter Manning and myself.

THE COMMISSIONER: Who was the third name, please?

THE WITNESS: Peter Manning.

THE COMMISSIONER: Manning?

THE WITNESS: Manning was the national team 400 coordinator.

THE COMMISSIONER: There was Mr. Francis,

Mr. Mach, Mr. Manning --

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THE WITNESS: And myself.

THE COMMISSIONER: Was Miss Bailey present?

THE WITNESS: No, she wasn't.

MR. ARMSTRONG:

- Q. And was there a discussion about these allegations concerning drug use?
 - A. Yes, there was.
- Q. And who was it that was alleged to be using steroids at that time?
- A. I think the primary focus was on Angella Taylor, her maiden name. Now it's Issajenko.
- Q. And what was the -- and I take it you brought to the attention of the meeting that it was either your position or Miss Bailey's position that steroids were being used by Ms. Issajenko; is that it?
 - A. That's correct.

THE COMMISSIONER: Miss Taylor at that stage.

MR. ARMSTRONG:

- Q. I'm sorry, Miss Taylor. And what was the result of that meeting, can you tell us?
- A. I don't believe there was any net change to Miss Taylor's status. I think she continued

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using drugs.

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- Q. But was there any response from anyone representing the CTFA as to whether the matter would be further investigated or dealt with in any way?
- A. No, I think the matter was considered closed at the end of that meeting.

THE COMMISSIONER: Well I take it that Mr. Francis denied it? Did he say anything about it?

THE WITNESS: He threatened civil

litigation against myself, but I don't think he ever denied it, but he did say well, --

THE COMMISSIONER: What about Mr. Mach? What did he say?

THE WITNESS: Mr. Mach's position there was -- I would understand his role was there as concilliator because Angela and Angella had to run together on the relay team. It was critical for the success of that team that they at least get along harmoniously.

THE COMMISSIONER: This is 1983?
THE WITNESS: '83, yes.

MR. ARMSTRONG:

Q. Now I take it at that time that neither you nor Miss Bailey had any concrete evidence to offer at



that time that would indicate clearly that she was or was not taking steroids? It was --

- A. No, we never had the proverbial "dripping needle".
- Q. All right. Then was there any meeting at about that time or that day actually involving Miss Bailey herself?
 - A. No, not that I can recall.
- Q. All right. And after that meeting, was the subject ever raised again by you or Miss Bailey with Mr. Mach or anybody else?
- A. I think subsequent discussions in a much less formal way continually referred to the fact that we thought that they were doing something, but we never made or I never made a formal complaint from what I understand now is the format to make a formal complaint.

 At the time I thought I was making a formal complaint.
- Q. All right. And when you mentioned the subsequent discussions, with whom would they be?
- A. Just general discussions with Gerrard about, like, this isn't really fair. I was a bit naive, I quess. Fair didn't count.
 - Q. Gerrard Mach?
 - A. Yes.
 - Q. And what response, if any, would he

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have made at the time or did he make at the time?

- A. Gerrard pleaded ignorance at every occasion.
- Q. Then, Mr. Mumford, I want to -
 THE COMMISSIONER: Was there any basis, I

 mean, upon the allegation which on hindsight now appears

 to have been valid? What was the basis of it, why you

 were saying this? By the appearance or the performance or

 just what was it that --

THE WITNESS: Morphological changes to Miss Taylor, massive weight gain, generally her catapulting from basically nowhere up to the top five in the world in a very brief period.

THE COMMISSIONER: Dramatic increase in performance? That's what I call performance. Is that what you call it?

THE WITNESS: Dramatic increase in performance, to use your words, and --

THE WITNESS: The physique, the weight gains were really what we thought.

THE COMMISSIONER: Did you tell that to Mr. Mach?

THE COMMISSIONER: Plus the physique?

THE WITNESS: Yes.

THE COMMISSIONER: What was his response to



that?

THE WITNESS: Again, pleading ignorance.

At a later meeting, Gerrard said, "I do not care about drugs, I'm only interested in getting the team together and getting a good performance."

THE COMMISSIONER: Where was that said?

THE WITNESS: That was said at a national team training meeting at York University about three or four weeks after the incident.

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MR. ARMSTRONG:

- Q. All right. Then, Mr. Mumford, I want to take you up to more recent times and in particular to the summer of 1988 in August. Did you have occasion last August to telephone Mr. Rob Gray and discuss with him either the use of steroids or the use of growth hormone?
 - A. Yes, I did.
- Q. And would you tell us first of all what led you to make that telephone call?
- A. I think that through the summer of 1988, there were literally cataclysmic changes happening in women's performances in track and field.

Some absolutely outstanding performances had been recorded, and I phoned Rob Gray with the intention of getting whatever information he had that could either

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explain or at least create a hypothesis about how these performances were occurring and what was happening.

- Q. That's what led you to make the telephone call?
 - A. That's correct.
- Q. And when you made the telephone call, what did you say to him and what did he say to you?
- A. I was interested in how -- I made the assumption initially that people were, in fact, using drugs, and I was interested in how they would be using drugs so effectively and beating what we are continually told are very excellent testing procedures.

Our conclusion from the conversation was that probably the drug of choice would be human growth hormone. Because it was a natural substance, people would be able to use it right through the competitive period and they would not then show up as testing positive so the discussion led to human growth hormone at that point.

- Q. All right. And did you raise human growth hormone or did he?
- A. I can't recall who raised it. I was aware of it and he was aware of it. Both of us had prior knowledge of human growth hormone.
- Q. And what was said then about human growth hormone?



- A. Rob thought that human growth hormone would been an excellent choice of drug for someone. He also said at that point that it would probably be an excellent choice of drug for a woman because of the fact that it was a naturally occurring substance. It may not have the deleterious effects of some of these other synthetic substances.
- Q. And was there any discussion about steroids?
- A. No, the discussion with relation to anabolic substances other than the human growth hormone was only in reference to "Dr. Astaphan's magic sauce" is what Mr. Gray called it.
 - Q. Yes, and tell us about that, please.
- A. He had indicated that Ben Johnson and Angela Issajenko were on a program using what he called "Dr. Astaphan's magic sauce". He referred to it classically I guess from this inquiry as a "milky-white substance" in a vial. He did not know or claimed not to know what the substance what in the vial.
- Q. Yes, and were you -- I'm not following your evidence completely in the sense that I'm not clear whether you're carrying on a sort of academic discussion with him to obtain information or whether you're actually phoning him for the purpose of finding out if there's

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something available that can help an athlete.

- A. He had volunteered the information to me that if I wanted it, he would attempt to get some of Dr. Astaphan's magic mixture ostensibly for his own use, and then he could pass it on to me and I could pass it on to Angela Bailey.
- Q. And what was your response to that suggestion?
- A. At that point he indicated to me that he would see what he could do. Phones were hung up and nothing was ever done prior or subsequently to that. It was never followed up.
- Q. All right. And you understood, of course, I take it, that the reference to Dr. Astaphan's magic sauce was a reference to anabolic steroids?
- A. I assumed it was anabolic steroids.

 Rob Gray thought it was a mixture of human growth hormone and anabolic steroids, but that it had some properties that exceeded what was known. There was something about the mix that was important in Rob Gray's opinion.
- Q. And if Mr. Gray had obtained the substance, was it your intention then to provide it to Angela Bailey?
- A. I could provide at that point Angela Bailey the option of using the substance, but I have no



control over the decisions that Angela Bailey makes with regard to her own life, but yes, I was prepared to provide her with an option.

- Q. And before you made the telephone call to Mr. Gray, did you advise Angela Bailey that you were going to call Mr. Gray and make this inquiry?
- A. No, she became aware after I made the inquiry of Mr. Gray. I acted independently. At that time I was not Angela's coach, I was her boyfriend.
 - Q. And did you discuss it with her coach?
 - A. No.
- Q. And I understand that part of the arrangement at that time was that Mr. McKinnon was Angela Bailey's coach?
 - A. Yes.
- Q. And part of the arrangement was that you would not for any inappropriate reason other than the fact that he was going to be the coach, that you were then going to stay out of the coaching situation so far as Angela Bailey was concerned? Otherwise -- let me put it this way. It's convoluted.

There was going to be one coach for Angela Bailey, correct, and that was going to be Brian McKinnon?

A. And there only has been one coach for Angela Bailey.

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- Q. All right. Now why would you at this point in time then, just a month prior to the Olympics, why would you without telling Angela Bailey and without telling her coach become involved in such a significant way by making inquiries about anabolic steroids and growth hormone which you might offer to her?
- A. Because I'm a very curious person. I think that Rob Gray's discussion with me was that, listen, even if you wanted to get on a program, you missed the boat. Four weeks prior to the Olympic Games is no time to begin an anabolic steroid program.
- Q. You had been in the coaching game from 1979 to '84. You had been involved at least in the 1983 incident concerning the allegation of steroid use by Ms. Issajenko, so I take it you must have had some general knowledge about anabolic steroids and their use?
 - A. Yes.
- Q. I take it you must have known something about clearance times in a general way?
- A. Pharmacologically I'm not as adept as other people who've sat in this chair.
- Q. But I take it you would have known that anabolic steroids are not something that you take immediately prior to a competition but something that you take in the training period in order to assist you in



training?

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- A. Yes, I knew that.
- Q. And would it not have occurred to you at the time that Mr. Gray suggested you might try to get some anabolic steroids; that indeed it was, in fact, a little too late to be starting a steroid program if you're in August, the month immediately prior to the Olympic Games?
- A. That's why any subsequent discussions focused on human growth hormone as being a better choice, if any choice were to be made.
- Q. I see, but I had thought, Mr. Mumford, that the result of the conversation was he was going to try to get, as you put it, Dr. Astaphan's magic sauce which included a mixture of growth hormone and anabolic steroids?
 - A. That's correct.
- Q. And then you were going to offer that to Angela Bailey knowing that it contained anabolic steroids, and I just don't quite follow the logic through as to why you would be offering that to her in the month immediately prior to the Olympic Games?
- A. She never would have been offered that particular magic mixture in the month prior to the Olympic Games.



Q. I see.

THE COMMISSIONER: Was he also to get human growth hormone for you? Was that part of the --

THE WITNESS: No, he was not to get anything for me. He had indicated that he would go back and investigate the possibility of getting something and get back to me.

THE COMMISSIONER: He told us that nothing flowed from -- that was the end of it?

THE WITNESS: That was the end of it at that point.

THE COMMISSIONER: I thought he said something about getting human growth hormone. Am I wrong in that?

MR. ARMSTRONG:

- Q. No. In fact, I was going to just try to refresh Mr. Mumford's memory from what Mr. Gray said, but before I do that, did he ever mention the name Peter Dajia?
- A. Peter Dajia's name may have been mentioned. I have no recollection of it. It's not an important name to me. I don't know who Peter Dajia is.
- Q. All right. Then let me just read to you, Mr. Mumford, what Mr. Gray said about this telephone

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call. "All right then, Mr. Gray," and I'm sorry. For the record, I'm reading from Volume 60, page 10298.

"Q. All right then, Mr. Gray. I wanted to ask you about a conversation that you had in August 1988 with Mr. John Mumford."

That's the question I asked of Mr. Gray, and then he responded,

"Yes, John Mumford was the former coach of Angela Bailey, and I'm not sure. They were boyfriend-girlfriend for a period of time.

I'm not sure if they still are, but he called me up at my office sometime after the nationals in August of '88 and inquired whether or not I could help him get some growth hormone because Angela, as he put it, something like Angela just got her butt kicked again. I want to give her the opportunity to get on a program or something like that."

And then there's an interjection and then I asked this question.

"Yes, Mr. Mumford is going to be called as a witness," and then Mr. Gray said, "I told him, I suggested that he contact Peter Dajia because he is still connected in the States

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and Peter, he didn't know Peter so he asked me if I would make an introductory phone call type of thing and I ended up doing nothing about it in the end. I didn't make any phone calls for him. I spoke to John about a week later and said look, I can help you.

Q. And that really was the end of the incident. You never did anything about it and so far as you're aware, he didn't do anything about it. As far as I know, I don't know what John was up to after that."

That's his description of the phone call which seems to relate only to growth hormone and relates to a suggestion that he would make an introductory phone call to Peter Dajia, and do you remember that?

A. I'll reiterate. Rob Gray's phone call referred specifically to Dr. Astaphan's magic mixture. He referred to Dr. Astaphan as "Astie the quacky" to add a little emphasis to this point. He said that that was the information or the product that he would have available. He made no reference to my recollection to contacting Peter Dajia.

Q. All right. And I'm sorry, did you tell me earlier that he said that he would try to get some of

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the magic mixture or magic sauce by indicating to Dr.
Astaphan that he needed it for himself?

- A. Yes, he said he could get it for his own purposes or he would indicate to Dr. Astaphan that it was for his own purposes.
- Q. All right. Now did that cause you any concern in that -- or any cause to question that in that Mr. Gray had in effect retired, although he told us that in 1988 in early August he had competed at the nationals on kind of a lark at the last moment, but he effectively was retired?
- A. You have presupposed that I followed track and field since September of 1984 and I haven't. I don't know what Mr. Gray's status was other than he was suspended for the use of anabolic steroids.
 - Q. All right. Then --

THE COMMISSIONER: Well, in any event, that was the end of the matter with Mr. Gray and no drugs were supplied?

THE WITNESS: No drugs were supplied and no subsequent actions took place.

THE COMMISSIONER: All right.

MR. ARMSTRONG:

Q. All right, and then at some point in

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time, did you tell Miss Bailey that you had made such a telephone call?

- A. Yes, I think to the best of my recollection that same afternoon because it was an afternoon in my office and I made the whole sequence of telephone calls going around.
- Q. All right. What was her response to the fact that you had -- if any, to the fact that you had made such a telephone call?
 - A. Quite ambivalent.
- Q. Then I want to move you along to 1989, and there was a track meet indoors in Hamilton on a Friday night in January I believe of this year, and were you present at that track meet?
 - A. Yes, I was a spectator.
- Q. There was a race in that meet. I believe it was 60 metres in which Angela Bailey was a competitor?
- A. I don't know if it was a 60 or a 50.

 You probably have a better understanding.
- Q. Believe it or not, I was there, but I was enjoying the meet and not working so I can't remember either. So you and I were both enjoying the meet.

THE COMMISSIONER: We will find out a little later in the day perhaps.

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	THE	WITNESS	: What	was	her	time	
	THE	COMMISS	IONER:	7	vill	proba	bly
remember	exactly v	what the	distance	was	S .		

- 5 MR. ARMSTRONG: It was 50. I just remembered.
 - Q. And that race also involved Julie Rocheleau?
 - A. Yes, it did.
 - Q. And initially the results of the race indicated that -- the first official results of the race indicated that Julie Rocheleau was the winner?
 - A. The non-official results indicated that Julie Rocheleau was the winner.
 - Q. And Angela Bailey was second?
 - A. Yes.
 - Q. But it was a very, very close finish in any event?

THE COMMISSIONER: Are you giving evidence,

Mr. Armstrong?

MR. ARMSTRONG: I'm prepared to do so. I'm prepared to do so.

Q. Anyway, did you, and that's what the unofficial results indicated. The official results later



indicated what?

- A. That Angela had, in fact, won the race.
- Q. And did you have occasion at some point after that race to talk to Julie Rocheleau?
 - A. Yes, I did.
 - Q. Tell us about that, please.
- A. Julie Rocheleau ran up to me after the race and said, isn't it wonderful or something to that effect, and she was very giddy and very jumpy, and I said isn't what wonderful, and she said Angela has won the race. Isn't that wonderful. I had to wipe the syrup off my arm.

Subsequently, I learned that they were drug testing first place at the meet and I detected a hint of relief in Miss Rocheleau's voice.

- Q. And did you have any other involvement directly with Miss Rocheleau that night?
 - A. That evening? No, I don't think so.
- Q. Okay, I'm sorry. Those then are all the questions I have, Mr. Mumford. Others will have questions of you also.

THE COMMISSIONER: Mr. Basso, any questions?

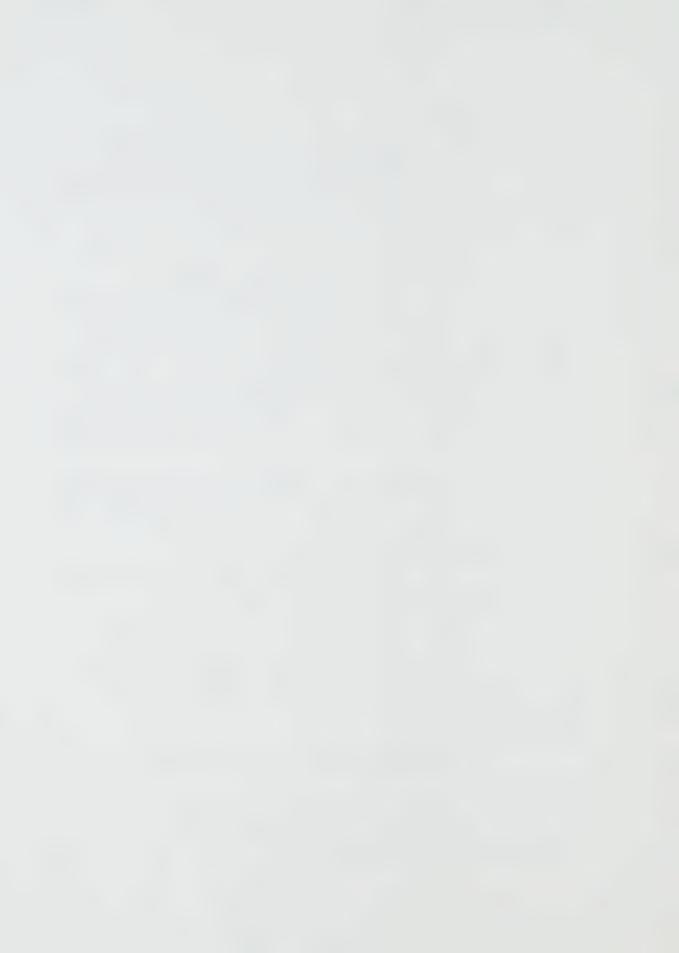
MR. BASSO: Just a moment, Mr.

Commissioner. No questions, sir.

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THE COMMISSIONER: Any questions, of Mr. Mumford, Mr. Pratt?

---EXAMINATION BY MR. PRATT:

Q. Mr. Mumford, my name is Allan Pratt. I represent Charlie Francis. You referred, I would just like to perhaps elaborate on one point of your evidence to begin with. You mentioned some cataclysmic changes in women's sprint performance during 1988.

Now I think we know what those were, but I just have to confirm. These changes were not -- my understanding is not the result of performance increases by Canadian athletes; is that right?

- A. No, it was as a result of races that occurred at the U.S. Olympic trials.
- Q. And that your conclusion, for whatever reason, was that these were aided by performance-enhancing substances?
- A. I was investigating that, but yes, I personally believe that. I don't know that though.
- Q. All right. I would like to go back for a moment to the meeting at the Bond Street Hotel in 1983, and first of all I should tell you, sir, that my instructions from Mr. Francis is that indeed Miss Bailey was present at that meeting, and I wonder if you could

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remark upon that point.

- A. I went to the first section of the meeting with Andy Higgins from the University of Toronto Track Club who has given evidence here. Andy accompanied myself and myself alone. He left the room and the other gentlemen from the sprint group came into the room, so the only verification that I would have to dispute Mr. Francis' testimony is that Andy Higgins went with myself, and Miss Bailey was not present.
- Q. All right. But are you saying, sir, that she was not present throughout the whole meeting or that you possibly missed some of the meeting?
- A. I didn't miss any of the meeting. Andy Higgins was there. I'll elaborate again. The inter-club discussion focused on Andy Higgins, myself with Gerrard, and he wanted to smooth over whatever waves were occurring, and subsequently the inter-sprint group problem would be addressed. Gerrard, myself, Peter Manning and Charlie Francis where at the second half of the meeting.

THE COMMISSIONER: You told me Mr. Manning was, but I just didn't make it out. Who was Mr. Manning?

THE WITNESS: Mr. Manning was the 400 metre sprint coordinator.

THE COMMISSIONER: All right, thank you. You told me that. I'm sorry.

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MR. PRATT:

- Q. So I take it, sir, if I were to suggest to you that certain comments were addressed to Miss Bailey by Mr. Fletcher and that you would whatever their nature was you would disagree that such a conversation took place?
- A. You've created a new party at this meeting.

THE COMMISSIONER: Mr. Fletcher?

MR. PRATT: Pardon me?

THE COMMISSIONER: You mentioned Mr.

Fletcher.

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MR. PRATT:

- Q. I thought, sir, you said that Mr. Fletcher was present, John Fletcher.
 - A. I have never said that Mr. Flethcer was present.
 - Q. A Don Fletcher, sorry.
 - A. No, I haven't said that. In fact, I don't know why I would because he wasn't present at that particular meeting.
 - Q. So you would disagree. My instructions are, just to clarify, I guess it's clear, that Mr.
- 25 Fletcher and Miss Bailey were present. You disagree with



both of those parties being there?

THE COMMISSIONER: Is this the same meeting at the Bond Street Hotel?

MR. PRATT: Yes, sir.

THE WITNESS: Yes, I disagree with that.

MR. PRATT: I guess I'll pursue that later.

Thank you, sir.

THE COMMISSIONER: Thank you. Any other questions? Mr. Bourque?

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---EXAMINATION BY MR. BOURQUE:

Q. Mr. Mumford my name is Bourque. I represent the Canadian Track and Field Association, and I'll be very brief with you.

Mr. Gray in his discussion with you in August 1988, did he say anything to you to try and deter you from obtaining banned substances for Miss Bailey?

- A. He indicated to me that it was too late and that if I was, in fact, interested in pursuing a banned substance program, that I would have had to think about it much earlier in the year.
- Q. Did he attempt to deter you from obtaining banned substances upon ethical grounds?
 - A. No, sir, he did not.
 - Q. Did he attempt to deter you from



obtaining banned substances for the reason that it might be harmful to Miss Bailey's health?

- A. No, sir, he did not.
- Q. You have mentioned a discussion you had with Gerrard Mach, and I believe you said it was at the York Track Centre three or four weeks after the meeting at the Bond Hotel.
- A. It was not a discussion that I had personally with Mr. Mach, it was a national team meeting, and all of the athletes were grouped in a small room at the side of the training facility.
- Q. And was this the occasion upon which you say he stated, "I don't care about drugs, I care about keeping the team together?"
- A. Yes, I think that Gerrard -- it could look like a very nasty misquote. I think his prime interest was not to bury the drug issue but to create harmony within the team.
- Q. And can you tell me who else was present at the time?
- A. The men's relay teams, women's relay teams, Charlie, myself, the entire group. There were about 25 or 30 people in that meeting.

THE COMMISSIONER: There was still some friction, I guess, was there at that time, or was he

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concerned about the friction?

THE WITNESS: He was very concerned because Gerrard has always maintained that our best opportunity in international events at that point was the relay team, not the individual events.

MR. BOURQUE:

- Q. Now you have spoken of being able to tell I think with respect to Ms. Issajenko, then Miss Taylor, that she was a steroid user because of morphological changes. Have I got your evidence right on that point?
 - A. Yes, she got real big real quick.
- Q. And was this an observation you made only with respect to her or with respect to other athletes as well?
- A. Because of the fact that I was coaching Angela and the two Angelas were in such a heated rivalry, my only concern was Angela Taylor quite frankly. What other people did, I wasn't --

THE COMMISSIONER: She was also on your sprint team too, was she, I mean on relay?

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THE WITNESS: Yes. The function of the relay coach is to keep peace.

THE COMMISSIONER: Right.

THE WITNESS: Not to actually coach the

relay.

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THE COMMISSIONER: That wasn't very easy, I gather?

THE WITNESS: No, it's never been easy.

10 MR. BOURQUE:

- Q. You had close contact with these athletes that you coached, I take it, at the track centre, in training, in meets?
- A. Which athletes and what type of close contact are you referring to?
- Q. Well, no, just the ones you coached with respect to the relay teams, for example?
- A. No -- well, close contact within the context of a replay practice. I would hand them a stick and then hope that they would be able to get through the training without screaming at each other.
- Q. Would you actually try and inculcate any techniques?
 - A. We would ---
- Q. You were a coach. You must have had



some communication with them?

- A. Yes, with regard to the techniques, that's what I'm referring to. But, you say close contact and I don't regard close contact with an individual as imparting some knowledge of relay technique.
 - Q. Fair enough. Face-to-face ---
 - A. Face-to-face contact, yes.
- Q. Now, being at the track centre, did you pick up any of the vernacular used by any of Mr. Francis' groups with respect to --
 - A. Wappening dreddie.
 - Q. I'm sorry?
 - A. Vernacular with regard to what?
- Q. I'm just about to ask you. With respect to any banned substances that may have been taken?
- A. No, they were close-lipped about banned substances on 99 per cent of occasions. Much later, under social circumstances, there were discussions that I had with Desai and Mark but strictly under social circumstances, after I had long been out of the track and field scene.
- Q. So you, as a coach at the track centre, would not hear them refer to such substances as 'the juice' or 'the sauce', is that correct?
 - A. They did refer to a -- monkey brains

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which I think was a reference to primate growth hormone. Everybody at the track, I think, talked about the juice or the sauce but I don't think that anybody would ever come up and say, 'Hey, I'm on the juice.' I mean, that was a banned thing.

- Q. All right. In any event, the -- did you, besides taking your allegations to Mr. Mach, that is allegations concerning drug use, did you take them to any other person or body, for example, the Canadian Olympic Association?
- A. No. I wrote a four page document detailing the event which was submitted to Bill Heikkila at Sport Canada.
- Q. And when you say the event, you're referring to the 1983 meeting at the Bond Hotel and the previous altercation between Ms. Taylor and Ms. Bailey?
- A. No, I'm only referring in this document to the altercation and the document was written as a defence of Ms. Bailey's actions in the altercation, not as a formal complaint about steroid use or about banned substances.
- Q. And did you write that report to Mr. Heikkila after the meeting at the Bond Hotel?
- A. No, I believe I wrote that report immediately after the event.



- Q. And have you retained a copy of it?
- A. I didn't. At that point, I had no knowledge of things civil.
- Q. And, finally, I believe you mentioned that there had been a threat of litigation made by Mr. Francis?
- A. I think Mr. Francis in the heat of the moment was just quite upset and was displaying his temper. I don't think there was any serious intention behind that threat.
- Q. Was the threat directed at you personally?
- A. The threat was directed at myself and Angella, as a royal "we", I think.
- MR. BOURQUE: Thank you. I have no further questions.

THE COMMISSIONER: Thank you.

MR. BOURQUE: Thank you, Mr. Commission.

THE COMMISSIONER: Any re-examination, Mr.

20 Armstrong?

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MR. O'SULLIVAN: Mr. Commissioner?

THE COMMISSIONER: Oh, I'm sorry, Mr.

O'Sullivan, go ahead. Come right up.

MR. O'SULLIVAN: I don't know if we're

moving from the front to the back. The gentleman....



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THE COMMISSIONER: Well, you can come up to where you were last time.

MR. ARMSTRONG: Also, I don't know but Mr. Sookram may have some questions.

THE COMMISSIONER: He said no; I asked him.

MR. ARMSTRONG: Oh, thank you.

EXAMINED BY MR. O'SULLIVAN:

Q. Mr. Mumford, my name is Terrance
O'Sullivan and I act for Mr. Gray. I'd like to ask you
some questions regarding your conversation with Mr. Gray,
if I might.

First of all, could you tell us something of the relationship between you and Mr. Gray and, in particular, whether it would be fair to say that you were acquaintances rather than social or business friends?

- A. That's correct. We were acquaintances from the track.
- Q. And during the period of time after you stopped coaching Ms. Bailey in 1984, up to and including the Seoul Olympics in 1988, would you talk to Gray once, twice, three times a year, something like that?
- A. Only at a national team meet or an indoor meet if I would see him at those functions.
- Q. And would your conversations be something of the order of two or three times a year, four



times a year, something like that?

- A. I think four times is too frequent.
- Q. All right. And you were aware, as you indicated, that Mr. Gray had been suspended for a positive steroid test in 1986?
- A. Mm-hmm -- well, I'm not certain of the time but I was aware that he was suspended.
- Q. Right. And you were also aware that he had been training with and had been associated with what I may call the Charlie Francis group?
- A. I was aware that he was a member of the Scarborough Optomist Track Club.
- Q. Did you know or did you believe that he was being coached by or training with Mr. Francis from time-to-time?
- A. I don't think Rob Gray could run fast enough to be coached by Mr. Francis.
- Q. Well, perhaps we can come to that. But, did you know that or did you believe it?

THE COMMISSIONER: He explained that he was helped in -- speed, apparently, is part of his specially too and he explained that he was being helped by Mr. Francis to pick up the speed aspect of it.

MR. O'SULLIVAN:

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- Q. And, I think -- in fact, I think he gave evidence that he ran at one time a four-five, five-five, forty?
 - A. He should go to the NFL.
- Q. I think he had that opportunity. Did you know or were you aware that he was associated with Mr. Francis or was, from time to time, being coached by Mr. Francis?
- A. I knew that he was associated with Mr. Francis, but I was not aware that he was being coached by Mr. Francis. Now, I -- I mean coached.

THE COMMISSIONER: He had other coaches but Mr. Francis was helping him with the speed aspect of his specialty.

THE WITNESS: What time frame are you talking about here?

MR. O'SULLIVAN:

- Q. Any time prior to your conversation with Mr. Gray in 1988?
- A. No, I'm not specifically aware of it. I didn't go to the track.
- Q. You just said that Mr. Gray was associated with Mr. Francis?
- 25 A. Yes.



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- Q. You knew that they were friendly?
- A. Yes. Well, I suspected they're friendly.
- Q. Right. You knew that Mr. -- did you know or did you believe that Mr. Gray was friendly with Ms. Issajenko and Mr. Johnson?
 - A. Yes.
- Q. And you knew or believed, at least, that that at one time, Mr. Gray had been a patient of Dr. Astaphan?
 - A. He made reference to Astaphan, yes.
- Q. And prior to your conversation with him, did you believe or did you suspect that Mr. Gray had been patient a Dr. Astaphan?
- A. I didn't make a recommendation -- or connection as a patient with regard to an illness but rather as an individual that Dr. Astaphan was helping with his anabolic program.
- Q. Quite so. And you also knew of course that Dr. Astaphan or believed that Dr. Astaphan was the source of the steroid programs for Mr. Johnson and Ms. Issajenko?
 - A. Mr. Gray made reference to that fact.
- Q. But you believed that before you spoke to Mr. Gray?



- A. Yes.
- Q. So to put it in context, you placed this call to Mr. Gray, is that correct?
 - A. That's correct.
 - Q. Did you call him at his law office?
 - A. Yes, I did.
- Q. Do you remember the date of the conversation?
 - A. No, I don't.
- Q. Would mid-August be approximately correct?
 - A. Mid-August is correct.
- Q. And at that time, to put it in context, you called Mr. Gray who, a suspended athlete who was not in training, a practicing lawyer and asked him, in your words, some general questions about steroid use?
- A. Some general questions and some specific questions as well.
- Q. All right. And prior to speaking to Mr. Gray, whom else did you speak to on this topic?
- A. I spoke to Dr. Doug Clement who was the national team doctor for the Canadian Track team.
- Q. And I trust you didn't ask him to assist you in obtaining steroids or growth hormone?
 - A. I talked to him about steroid and

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else?

growth hormone programs and he indicated to me emphatically that he would have absolutely no part of it and he would have every reason to dissuade myself from pursuing it any further.

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- Q. All right. Did you talk to anyone
 - A. No, sir.
- Q. About either steroids or growth hormone?

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A. To the -- well, steroids, conversations occur about steroids all the time in the track and field community.

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Q. And you had a Bachelor of Science degree and you had coached a world class athlete for five years and as -- in a response to Mr. Armstrong's question, you knew something of steroid use and clearance types. You weren't chopped liver when it came to the use of steroids?

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A. That's correct.

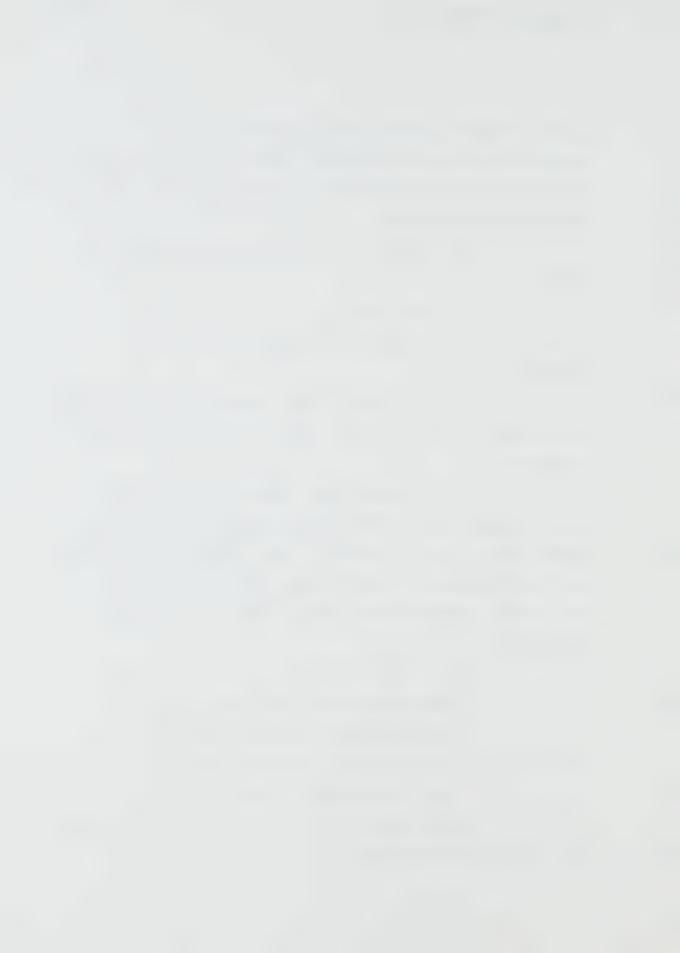
THE COMMISSIONER: You weren't what?

MR. O'SULLIVAN: That's a youthful

colloquialism for not being a novice, I think.

THE COMMISSIONER: I see.

MR. O'SULLVAN: It's not to be confused with the famous deli sandwich.



THE COMMISSIONER: All right. I'm glad you clarified that.

MR. O'SULLIVAN:

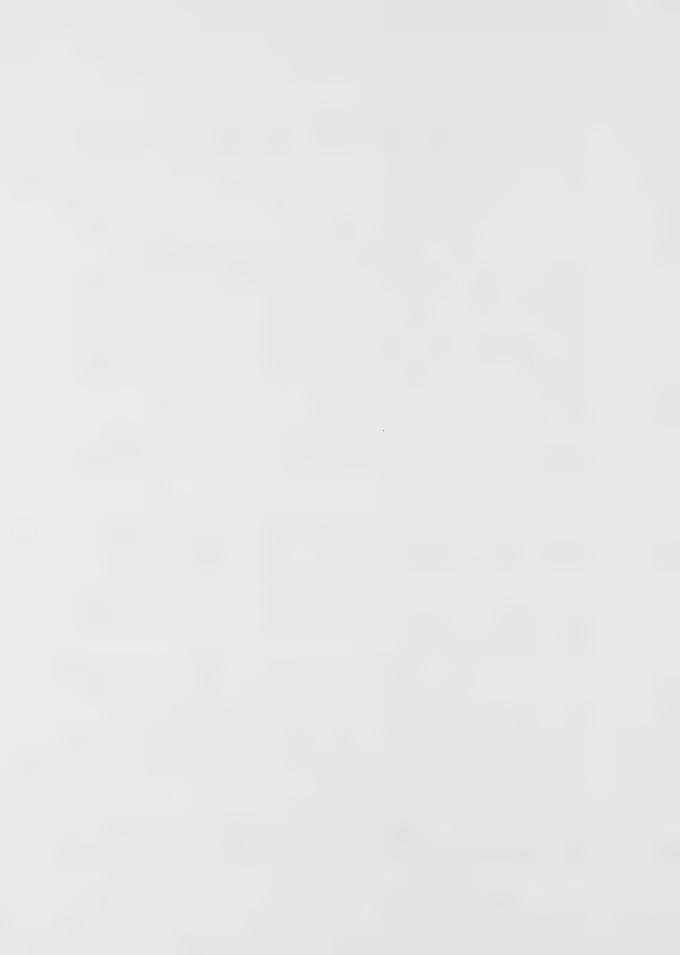
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- Q. And yet, Mr. Mumford, what you're saying is you called Mr. Gray, a friend of Mr. Francis, a friend of Mr. Johnson, a friend of Ms. Bailey's archrival, Ms. Issajenko, and asked him for advice and/or assistance with respect to steroids and growth hormone and that was your only call in that regard?
- A. Also a friend of Miss Bailey and a friend to myself. And I understood a very knowledgeable person.
- Q. And your evidence today is that you spoke only to him and to no one else in that regard?
- A. To the best of my recollection, I have not talked to anyone as seriously about anabolic steroids as I have to Rob Gray.
- Q. And it is also your evidence today that Mr. Gray, in effect, told you that his friend, Mr. Johnson, and his friend, Ms. Issajenko, were on a program and told you this one month before the Seoul Olympics?
 - A. That's correct.
- Q. Did you find it surprising that Mr. Gray would tell you that having regard to his relationship



with him?

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A. No. I -- one thing you've neglected is that in the prior to 1984 period, Mr. Gray worked out with myself and Angella at the Fitness Institutes, courtesy of the Fitness Institute's free program for athletes, so I've had many, many conversations in the hot tub with Rob Gray prior to 1984 and hot tub conversations can be long and drawn out and far ranging.

So Rob Gray and I did have a rapport, I would call it. So he seemed the natural person to talk to.

- Q. That was prior to 1984 that you had these conversations?
 - A. That's correct.
- Q. And indeed, it will come as no surprise to you to you if I say Mr. Gray had not been in training since he was suspended in 1986?
- A. It comes as no surprise to me because I didn't know.
 - Q. But you didn't suspect that he was?
 - A. In training?
 - Q. Yes?
- A. I've known many people or heard of many people who, even though they got suspended, they continued to train with the intention of one day making a comeback.



			Q.	Let	me	put	it	in	a	more	posi	itive	way.
You	had	no	informa	tion	tha	at Mr	. (Gray	W	as s	till	in	
tra:	ining	g?											

- A. I had the suspicion that Mr. Gray, if I wanted to obtain ergogenic substances, could acquire then.
- Q. Ergogenic substances, can you tell me what that means?
 - A. Performance enhancing.
 - Q. Is that a term Mr. Gray gave you?
 - A. No.
 - Q. Where did you get that term?
 - A. I read extensively, sir.
 - Q. And it includes reading about steroids?
 - A. It includes reading comic books, as
- 15 well.

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- Q. Well, we'll get through this more quickly if you answers the questions. Does it include reading about steroids?
- A. Yes. I've read the compendium articles on steroids, I've also read Toronto Life Magazine articles. I've read a number of things about steroids.
- Q. And you would have read pharmacological texts and sports treatises, as well as Toronto Life?
- A. Sports treatises tend to skirt the issue of steroids. The pharmacological texts tend to tell



you you're going to get liver cancer and die. So, none of them are particularly useful.

- O. But you've read them?
- A. Yes, I did.
- Q. And I suggest to you, Mr. Mumford, that you didn't need any information from Mr. Gray about the effects of steroid use, that you were well acquainted with what their reputed effects were?
- A. No, I think that my pharmacological knowledge in a general sense, which you can glean from any textbook, is probably quite complete.

But my knowledge with regard to the application of the steroid program or the application of ergogenic substances was totally lacking because I had never participated in such a program.

And so I contacted Mr. Gray because I thought that he would have the expertise and if I required the expertise in the future, he could transfer that knowledge to me.

- Q. Well, you surely didn't consider Mr. Gray, a retired athlete and practicing lawyer, more expert than the people who had authored the text than you were reading?
- A. The last thing that I have heard about Mr. Gray at that point in time was that he was appealing

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his suspension. Further, I don't think whether or not he was a practicing athlete has any bearing on his knowledge base. I thought him to be a very knowledgeable person.

- Q. The question was, you didn't consider him to be more expert than the people who were authoring the text you were reading?
- A. With regard to performing enhancing drugs in sport, yes, I did. The people who author the textbooks tell you about liver cancer. The people who take it for throwing a shot put tell you about throwing a metre farther. That's quite a different thing.
- Q. Well, you told us earlier this morning that you saw Miss Bailey's performances improve, you saw her muscle mass improve. You saw morphological changes

THE COMMISSIONER: Ms. Issajenko, isn't it?

MR. O'SULLIVAN:

Q. I'm sorry, excuse me, Ms. Bailey. Ms. Issajenko. You saw races in the United States with female athletes where you observed the same phenomenon. So you knew that muscle mass, explosiveness, weight gain, performance -- improved performance were all there. You knew that before you called Gray?

A. Yes.

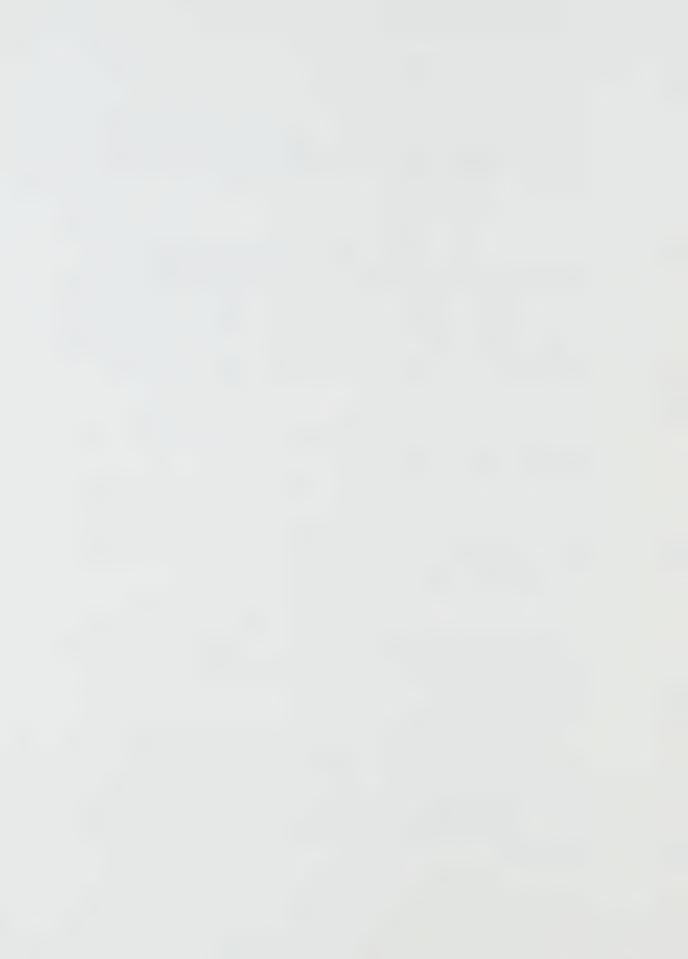


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- Q. All right. And you knew what the physical dangers were because they're trumpeted in the texts?
 - A. That's correct.
- Q. All right. Now, dealing your conversation with Mr. Gray, you've indicated that Mr. Gray said he would speak to Dr. Astaphan, ask for some steroids on the pretext that it was for himself and then would give them to you for your possible future use; is that put fairly, your evidence?
- A. He didn't use the word steroids. He used the words, magic mixture.
 - Q. Which you understood to be steroids?
- A. He claimed ignorance of what was in it. He did indicate he thought it was a mixture of anabolic steroids and human growth hormone.
- Q. So, you took it from that then, to put it fairly, he was going to attempt to obtain some steroids from Dr. Astaphan by misleading Dr. Astaphan as to whom they were for?
 - A. That's the way I took the conversation.
- Q. And I suggest to you, Mr. Mumford, that Dr. Astaphan was then not even in the country but was, in fact, in Europe with Mr. Johnson and Mr. Francis and his entourage?



- A. Then I suggest to you that Mr. Gray was just talking through his hat.
- Q. All right. Are you aware even of whether Dr. Astaphan was in the country at that time?
- A. I have no knowledge of Dr. Astaphan's whereabouts at any time.
- Q. You knew Mr. Johnson and Mr. Francis and his entourage were in Europe?
 - A. How would I know that?
- Q. Did you read the papers? He was competing against Carl Lewis in Zurich?
- A. I don't take any papers and I get the Toronto Sun at the office.
 - Q. Is that a paper?
- A. I guess it's a paper, but if I'm -what I'm saying is, I don't follow track and field. I
 don't find it that interesting. Angela's involvement is
 because I'm her boyfriend, girlfriend relationship. I'm
 intimately involved with track and field.
- Q. Well, it's not my purpose or role to explore that relationship. But you have said you were aware that Mr. Gray was suspended. You have said that you were at some track and field meets. You have said that you were concerned about the results of the US Olympic trials and the performance of Miss Issajenko and you

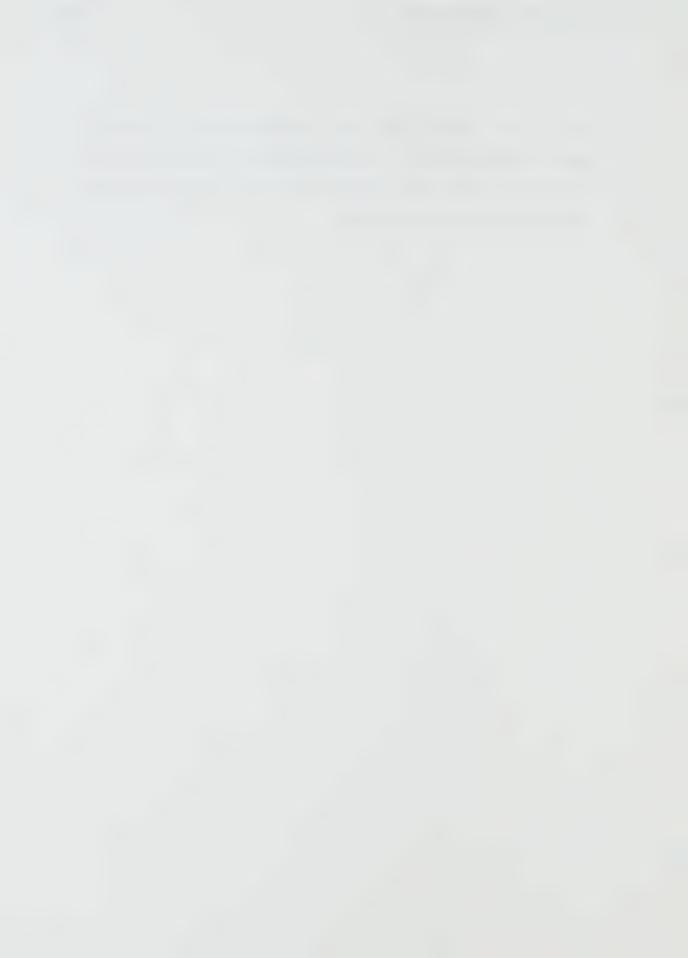
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have -- you were at the time, the boyfriend of a world class athlete and yet, in that context, you're trying to say that you were not interested or not paying attention to track and field athletes?



- A. I knew there was a dash-for-cash they called it in Zurich, but my conversation wasn't with Ben Johnson long distance, my conversation was with Rob Gray at his law office downtown.
- Q. So, now we have got you that now you know that Johnson was in Europe. You knew that Astaphan on the dash-for-cash, and you knew that Astaphan was part of that entourage?
- A. I had no knowledge that Astaphan was part of that entourage. I knew he was part of the Charlie Francis group, but I didn't know whether or not he was in Europe. I still don't know whether or not he was in Europe.
- Q. Did you not suspect, or were you not concerned, that Astaphan would be suspicious if Mr. Gray who was not in training, and you had no information he was not in training, went to him and suggested a month before an Olympics that he was not going to compete in --

THE COMMISSIONER: That's a pretty

hypothetical question. There is no premises for it yet -
THE WITNESS: Could I answer --

THE COMMISSIONER: All right, go ahead.

THE WITNESS: -- the question. The reason for Mr. Gray, as given by Mr. Gray, to go to Dr. Astaphan and try and get the drugs if he was going to get the drugs

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for his own usage was because of the intimate involvement that Dr. Astaphan had with Angella Issajenko. And there would be no way of acquiring any of Astaphan's magic mixture if it was going to go to Bailey.

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So, the only way that Gray felt that any of this magic mixture could be acquired would be if he was to get it for his own use and then surrepticiously pass it on.

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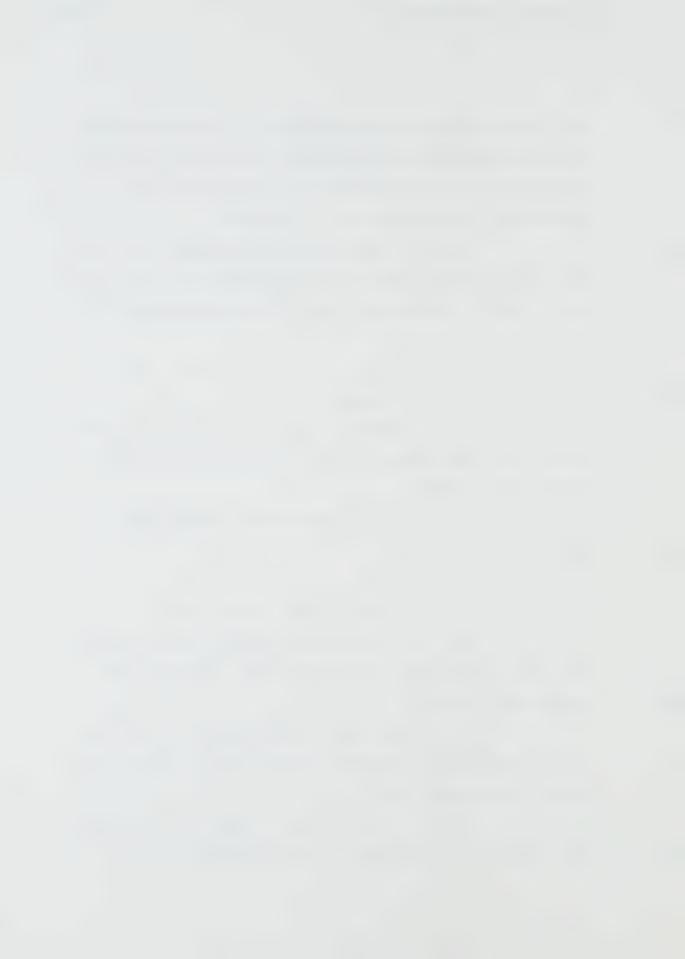
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MR. O'SULLIVAN:

- Q. And did you believe that Dr. Astaphan would give this substance to Mr. Gray who was not then an athlete in training?
- A. No, I thought he was talking through his hat.
 - Q. So --
 - A. We left it as an open issue.
- Q. So, you thought he was talking through his hat. I take that to mean you didn't think he was telling the truth?
- A. No, I didn't think that Dr. Astaphan would prejudice an elaborate steroid program three weeks before the big pay day.
- Q. So, you didn't -- what you are saying now is you didn't believe Mr. Gray would go to Dr.



Astaphan?

- A. At the time I believed he did; on recollection 24 hours later, it seemed a silly scheme.
- Q. Was it your belief, at the time you had the conversation with Mr. Gray, that human growth hormone was either undetectable or not as readily detectable as steroids?
- A. It was my belief that it was unless it was a doped with a radioactive carbon element that it was undetectable.
- Q. And would there have been sufficient time to reap any benefits for Ms. Bailey if growth hormone had been taken by the middle of August?
 - A. I don't know; that's speculation.
- Q. You have also indicated that you don't recollect the name of Mr. Dajia being mentioned in your conversation with Mr. Gray?
- A. No. Mr. Dajia, until I heard his name again in the Inquiry, is a non-issue in my mind. I assume he's come to prominance in track long after I have left it.
- Q. Well, I suggest to you that as the evidence has been in this Inquiry that Mr. Dajia was suspended with Mr. Gray and Mr. Spiritoso in 1986 and the fact that those suspensions were front page news virtually

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in every newspaper in this country?

- A. Mr. Gray's suspension I am aware of, the Stumper's suspension I am aware of. Mr. Dajia is somebody I don't know.
 - Q. Stumper Spiritoso?
- A. Stumper is Spiritoso. That was his nickname at the time that he worked out at the Fitness Institute with us.
- So, I am aware of people that I knew, but I am not aware of things that I have no knowledge of.
- Q. So, your evidence today is that while you were aware that Mr. Spiritoso and Mr. Gray had been suspended in the 1986, you were not aware that Mr. Dajia will be suspended contemporaneously?
- A. I guess his name was in the same articles that you refer to, but his name doesn't mean anything to me. So, it is not one that sticks out in my mind.
- Q. May I show to you, Mr. Mumford, a copy of an article in the Toronto Sun dated June 16, 1989.

THE COMMISSIONER: Have you seen this, Mr. Armstrong?

MR. ARMSTRONG: Well, I think I probably have, yes.

THE COMMISSIONER: May I have copy, please.

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MR. ARMSTRONG: Yes, I have seen that.

THE COMMISSIONER: Pardon?

MR. ARMSTRONG: I have seen that. I saw it on June the 16th.

MR. O'SULLIVAN: I apologize, Mr.

Commissioner, in the sense that I picked up not all my complete file and the copies I had for the Court are not here. So, I would be happy to take a brief recess and copy these.

THE COMMISSIONER: Let me see it before you --

THE WITNESS: You can have my copy.

THE COMMISSIONER: All right. What date is this, please?

MR. O'SULLIVAN: June 16, 1989, the day following Mr. Gray's appearance, and it concerns Mr. Gray's evidence.

THE COMMISSIONER: All right. Are you going to ask him whether he said these words attributed to him?

MR. O'SULLIVAN: Yes.

THE COMMISSIONER: All right. You might read the words. The article does not go in as an exhibit just the words that are -- if they are admitted having been spoken.



MR. O'SULLIVAN:

Q. The article, Mr. Mumford, is written by Steve Buffery and Gary Picknell of the Toronto Sun. It is under the caption "Friend Offends Bailey's Name", and the first paragraph reads:

"John Mumford is willing to do more than place his hand on the Bible and swear under oath --"

THE COMMISSIONER: That's a comment by the reporter. That's doesn't go in.

MR. O'SULLIVAN: What I want to ask Mr. Mumford, Mr. Commissioner, is whether he said that to these two individuals, that he never attempted to obtain growth hormone from Rob Gray last year.

THE COMMISSIONER: All right.

MR. O'SULLIVAN: I want in fairness to put the whole paragraph --

THE COMMISSIONER: Have you read the article?

THE WITNESS: Yes.

MR. O'SULLIVAN: I want in fairness to put the whole paragraph to him and then ask him the question.

THE COMMISSIONER: Go ahead.

MR. O'SULLIVAN: The paragraph reads:

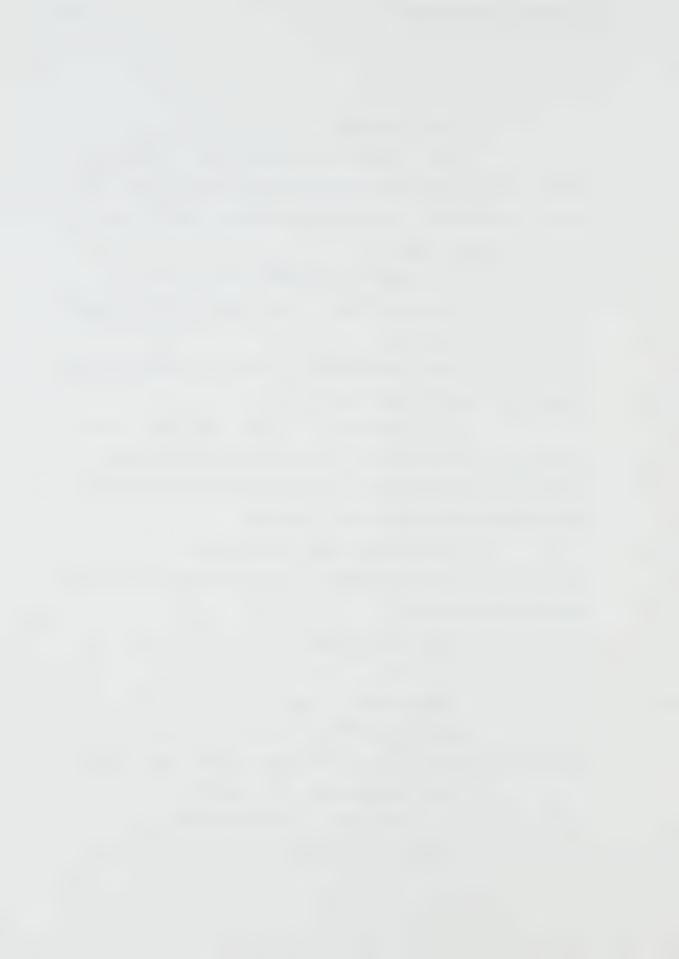
"John Mumford is willing to do more than

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place his hand on a Bible and swear under oath that he never attempted to obtain growth hormone from Rob Gray last year."

Did you tell Mr. Buffery or Mr. Picknell

that you never attempted to obtain growth hormone from Rob Gray?

A. I told, as I have said here, that I had conversations. At the end of the conversation, we left it that Rob Gray would go to Dr. Astaphan, he would discuss the possibility of surrepticiously acquiring Astaphan's magic mixture, and then he would get back to me.

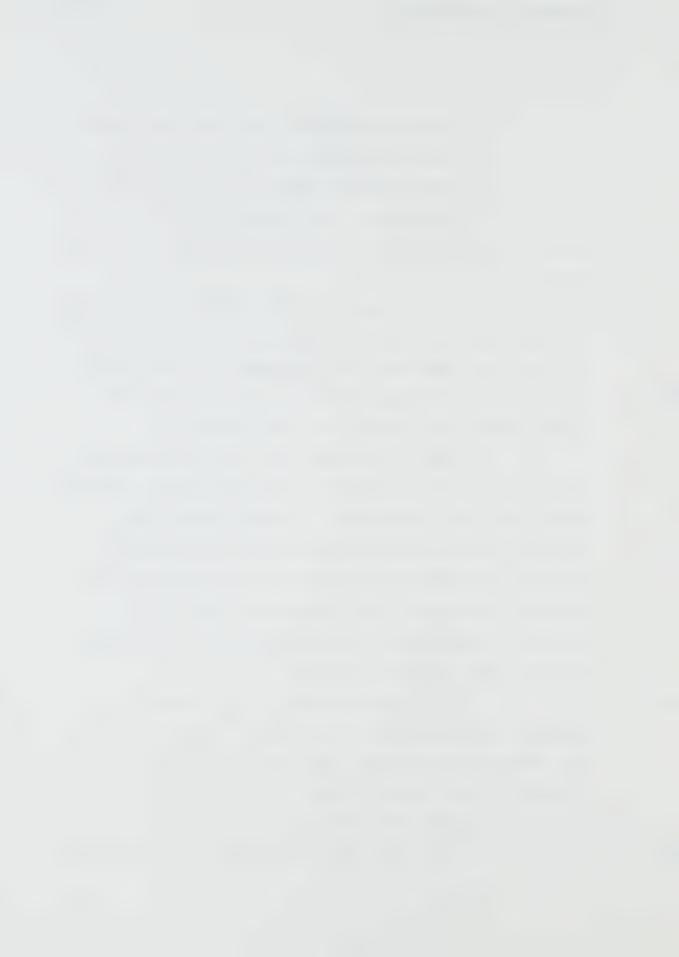
Now, I think that that can be extrapolated that I was attempting to get human growth hormone from Mr. Gray, but I put to you that if I really wanted human growth hormone, Mr. Gray would not have been my sole source. I was getting information from Mr. Gray in the heat of some anxiety over these performances at the national championships in the United States, and it was just dropped. It was a non-issue.

- Q. I understand. I also thought I understood your evidence this morning to be that if you had obtained the substance, you would have then made it available to Ms. Bailey or her coach and left the decision up to them as what they did. Is that fairly put?
 - A. If I had obtained the substance, I can

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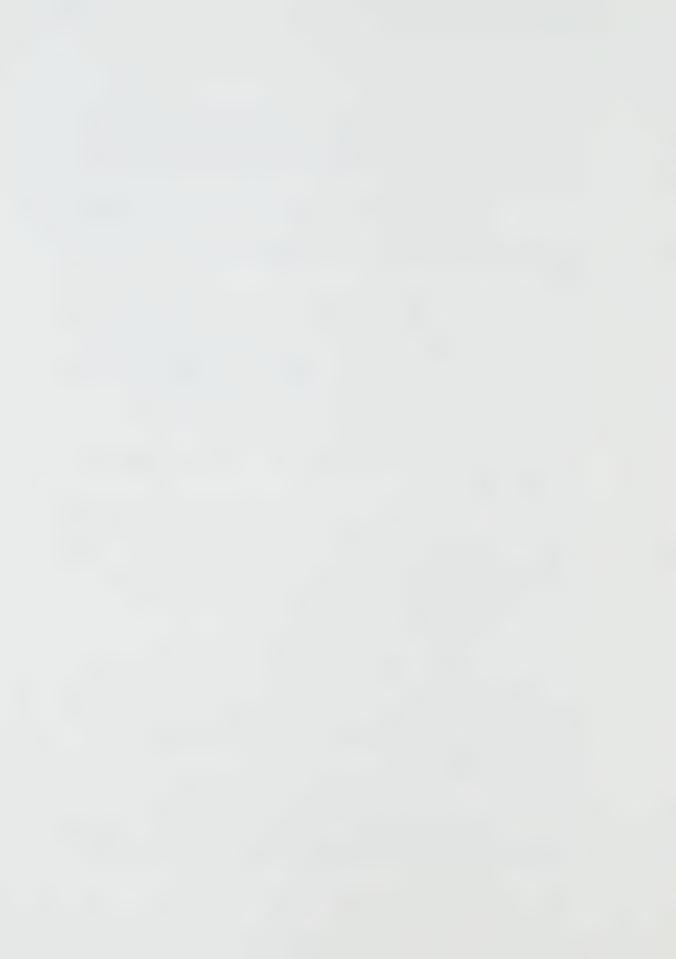
hypothesize that I would have given them the option of looking at it, yes, but since none of this ever occurred, it is all conjecture.

Q. I take you over to the middle column to the paragraph starting with "Mumford admitted" and it says:

"Mumford admitted to having discussions with Gray, but only as a topic in general and said he never asked nor intended to obtain the substance from the Canadian and Commonwealth record holder."

Did you say that, sir, to Mr. Buffery and Mr. Picknell?

- A. As I said, the way the conversation was left, Mr. Gray would attempt to get the substance. If he then presented me with the substance, at that point I would be able to make a decision.
 - O. I understand that --
- A. But I did not ask Mr. Gray to acquire the substance for me. He volunteered that he would go to Astaphan and try and get the substance surrepticiously. He volunteered that.
- Q. I understand your evidence on that point. What I am asking you is if you made the statement attributed to you in this article to Mr. Buffery and Mr.



Picknell?

A. The way that the article -- or when Gary Picknell called me, the way it was presented to me was that I had attempted to buy human growth hormone from Mr. Gray.

I at that point have possible -- possibly gone off on a bit of a temper tantrum and made that statement with "no, I have never tried to buy" or something to that effect.

They obviously have that on tape or they wouldn't print it. So, I must have said it, but whether or not it is in context, I can't recall. But I make absolutely no bones about the fact that I had extensive discussions with Mr. Gray about steroids, but it was left that he would go to Dr. Astaphan.

THE COMMISSIONER: Bought for you, though?

He would get -- he would try to see if he could get some drugs from Dr. Astaphan?

THE WITNESS: The intention was then to give them to me.

THE COMMISSIONER: At that time if you had got them, it was apparent was it not, that you would either go to Ms. Bailey or her coach and say here is what I have got.

THE WITNESS: Yes.

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THE COMMISSIONER: And because you were satisfied, I guess, in your own mind at that stage as you make it clear here that the ladies that were beating Ms. Bailey were on steroids?

THE WITNESS: Yes.

THE COMMISSIONER: Go ahead.

MR. O'SULLIVAN:

Q. And so, sir, in summary you do then acknowledge that this article accurately recollects what you said to Mr. Picknell?

A. No, I don't acknowledge that I acknowledge that that quote is probably dead accurate because it is on tape. The spirit of the article is probably accurate because I have never acquired or done anything with regard anabolic z., substances and Ms. Bailey, but I did have extensive conversation with Rob Gray about that topic.

MR. O'SULLIVAN: Those are all my

questions.

THE COMMISSIONER: Thank you, Mr.

O'Sullivan.

MR. PREFONTAINE: Mr. Commissioner, if I

may.

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THE COMMISSIONER: Yes, Mr. Prefontaine.



--- EXAMINATION BY MR. PREFONTAINE:

Q. Mr. Mumford, my name is Prefontaine, and I represent the Government of Canada.

There is one point that I would like to clarify with you. It relates to a letter that you mentioned you sent to Bill Heikkila?

- A. Yes.
- Q. And you told us that the letter related to an event?

10 A. Yes.

Q. Can you tell us what that event is?

THE COMMISSIONER: That was the well-known

contest --

THE WITNESS: The fisticuffs at York

15 University --

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 $\label{eq:The commissioner} \mbox{The COMMISSIONER: } -- \mbox{ between Ms. Bailey and} \\ \mbox{Ms. Taylor at that time.}$

MR. PREFONTAINE: Is what the event refers

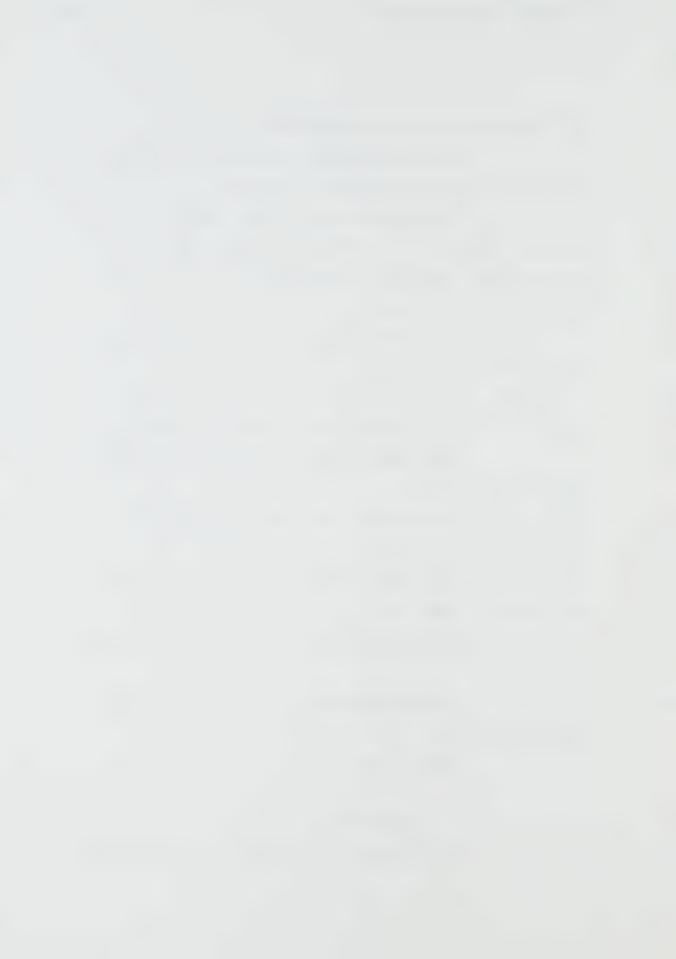
to?

THE COMMISSIONER: They had a visible disagreement.

THE WITNESS: Yes.

MR. PREFONTAINE:

Q. Can you tell us when that event took



place?

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- A. I think it was in and about the 20th, 22nd of January, 1983.
- Q. And you referred also to a meeting that took place in the Bond Street Hotel?
 - A. Yes.
- Q. Was your testimony to the effect that you sent the letter to Mr. Heikkila prior to that meeting?
- A. The chronology of events at that time is blurred. It may have been immediately after the meeting or it may have -- I am certain, though, that it was prior to the meeting because I think the meeting occurred a couple of weeks later when Gerrard was actually in Toronto. He wasn't in Toronto at the time of the altercation.
- Q. Thank you. In your letter to Mr. Heikkila, did you deal with the event or the meeting or the nature -- the subject matter of the meeting?
- A. Strictly the subject matter of the meeting, not the meeting itself. I -- at the time the letter was written, I am not certain whether or not a meeting had even occurred.

THE COMMISSIONER: I gather you were explaining Ms. Bailey's conduct at the meet.

THE WITNESS: Yes, at the track meet.



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THE COMMISSIONER: At the track meet, yes.

THE WITNESS: That's correct.

THE COMMISSIONER: Because of the

altercation she had with Ms. Issajenko, Ms. Taylor.

 $\label{eq:mr.prefontaine:} \mbox{ Thank you, these are all }$ my questions.

THE COMMISSIONER: Thank you. Mr.

Armstrong any re-examination?

 $$\operatorname{MR}.$$ ARMSTRONG: There are two or three questions I have.

--- EXAMINATION BY MR. ARMSTRONG:

Q. I didn't quite understand, Mr. Mumford, what you meant when you said to Mr. O'Sullivan that you thought Mr. Gray was probably talking through his hat when he suggested that he would approach Dr. Astaphan because it was either then or 24 hours later, I think you said you didn't think Dr. Astaphan would jeopardize an elaborate steroid program three weeks before a big pay day.

What did you mean by that? I wasn't quite following that.

A. I think I meant exactly what I said. I think at that point if there was a drug program operating, which apparently there was, why would, on retrospection, why three or four weeks prior to the big pay off would they prejudice that by starting to distribute --



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- Q. To other people, is that it?
- A. -- to other people or starting to distribute to Rob Gray, in particular.
- Q. Then you also said when you were being questioned by Mr. O'Sullivan that Mr. Gray was not my only source. I didn't -- your only source of information or your only source of possible supply? What did you mean by that?
- A. What I meant was if I am at that point in time seriously going to go out and buy some anabolic steroids or human growth hormone, that Mr. Gray is not the only person that I would have gone to had I wanted to pursue it. I would have had to find other avenues.
- Q. What were the other sources that may have been available at that time?
- A. I understand you can buy these drugs at any -- like a body-building facility or, you know, I understand they are fairly common.
- Q. Have you ever ever attempted to do that?
 - A. No, sir.
- Q. Any other sources that you thought about at the time?
- A. At the time we thought about -- we had heard rumors over the years about doctors from California.



And so I did suggest that Angela talk to an endocrinologist about the possibility of getting human growth hormone and what the implications of that might be.

And I understand from that conversation that the endocrinologist also said there is no way that they would recommend it, it was a foolish pursuit. And they would have no part of that.

- Q. So, you suggested that Angela speak to an endocrinologist?
 - A. Yes.
 - Q. And she spoke to an endocrinologist?
 - A. I think so.
 - Q. In California?
 - A. I believe she had spoken to an
- 15 endocrinologist.

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- Q. In California?
- A. No.
- Q. I am sorry. In any event, he suggested that it was not a wise pursuit?
- A. In the conversations that I have had with Angela, yes, that's correct.
- Q. And that endocrinologist was in Toronto, was it?
 - A. I believe in Mississauga.
 - Q. When was that discussion with Angela



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concerning talking to an endocrinologist about growth hormone?

A. Probably immediately prior to the European tour in August of 1988, which would be middle to late August of '88.

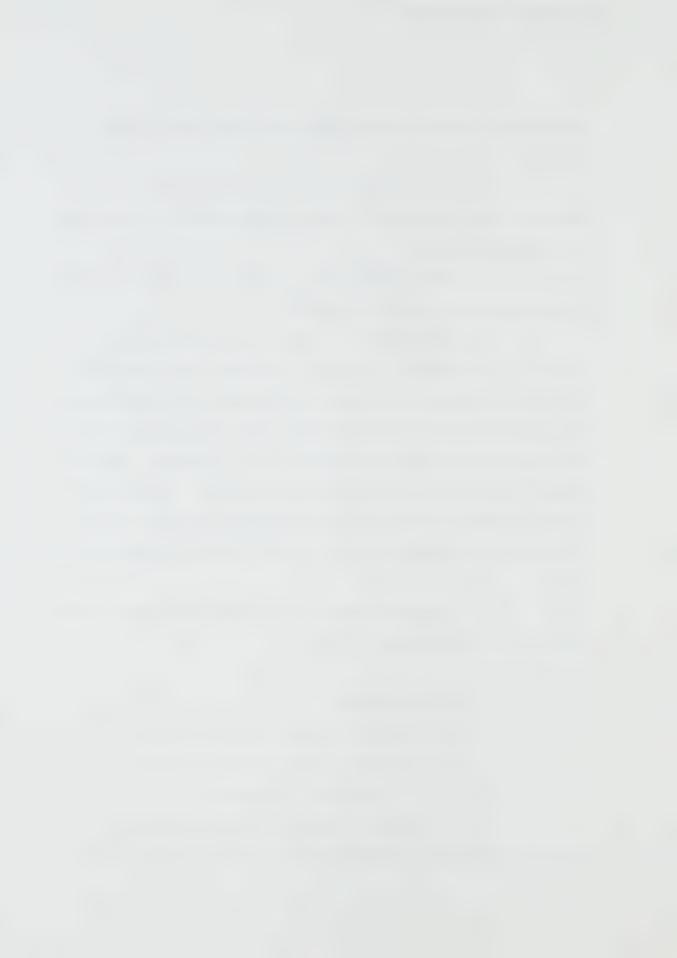
THE COMMISSIONER: About the same time with this conversation with Mr. Gray?

THE WITNESS: After -- at that point in time if I was going to be able to present any information that was worthwhile to Angela with regard, and worthwhile is a word that I want to qualify, if I was going to give her worthwhile information about a drug program, the only drug of choice at that point in time seemed to be human growth hormone because it was undetectable or at least I thought it was undetectable. I don't know if it is or it isn't.

Anabolic steroids were definitely out of the question at that point in time.

MR. ARMSTRONG:

- Q. Because of the clearance time that --
- A. Because of the clearance times.
- Q. -- and what's required?
- A. And information from Rob Gray that anabolic steroids required an extended time period that



you had to -- he calls it cycling. You take them for a period of time, go off them, take them for a period of time, go off them, and that it is a more drawn-out process.

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Q. All right. The information that you got from -- or not that you got or that Angela Bailey got from the endocrinologist, I take it, was that growth hormone certainly in Ontario just isn't available for the kind of things that she might want it for?

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A. That's correct. The information is that it is a highly regulated drug. It's only available for people with pituitary deficiencies and that it was only available in a couple of clinics, one of which I understand is at the Sick Children's Hospital.

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Q. Then you also then explored this subject with Dr. Clement who had been a former national team, or I guess he was, in fact, a national team coach and former national team doctor?

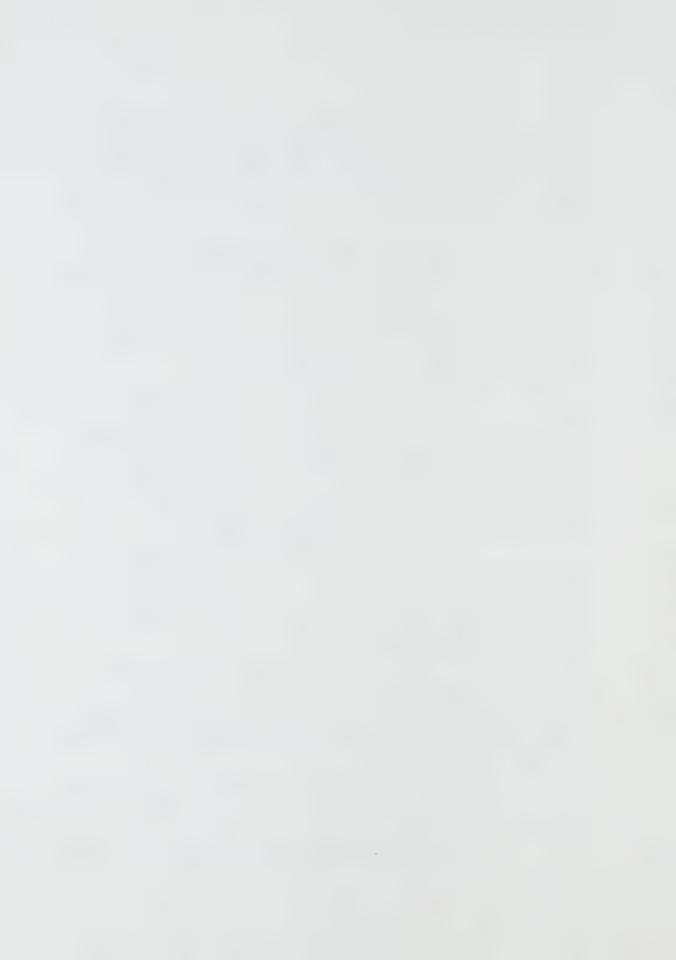
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A. No. I explored it with Dr. Clement in a conversation we had in his hotel room at the national championships prior. And Dr. Clement was adament against the use of drugs in sport.

Q. And said that he wouldn't assist you in any way?

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A. He was stronger than that. He said not



only would he not assist us, but he would make a very strong statement to me that that's not an appropriate route to follow.

- Q. All right. And that was at the national championships on the weekend of August 5 to 7 in 1988?
 - A. In Ottawa, yes.
 - Q. But I just want to --
 - A. I think --
- Q. We are talking about the 1988 national championships?
 - A. That's correct, that's the timeframe.
- Q. So, I am -- just to recap it as it were, what emerges here is approaches are made to a couple of physicians, there is no success through the physicians. So, then you go to Rob Gray and make the approach to Rob Gray. Is that the chronology?
- A. No. The chronology -- well, it is close to that.

The chronology is I talked to Dr. Clement,
Clement shoots the idea down, talk to Rob Gray, Rob Gray
leaves it hanging. Angela subsequently talks to an
endocrinologist because I am not getting anywhere. And I
said, hey, at least take a look. You know, if other
people are doing it, if there is absolutely no way to

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succeed without it, or to win without it, I mean maybe you can compete very well, but may be you just can't win, then at least look at the alternative. And that was my recommendation to Angela.

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 $$\operatorname{MR}.$\ ARMSTRONG:$ Those are all the questions that I have.

THE COMMISSIONER: Thank you very much, Mr.

Mumford.

We will take our break now.

MR. ARMSTRONG: Thank you.

THE COMMISSIONER: Thank you.

--- Short recess.

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--- Commission resumed.

THE COMMISSIONER: Mr. Armstrong?

MR. ARMSTRONG: Thank you. Our next

witness, Mr. Commissioner, is Mr. Brian McKinnon. He, in fact, is present and ready to be sworn.

THE COMMISSIONER: Mr. McKinnon.

BRIAN JAMES McKINNON: Sworn.

THE COMMISSIONER: Mr. Armstrong.

---EXAMINATION BY MR. ARMSTRONG:

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Q. Thank you, Mr. Commissioner. Mr. McKinnon, as I suspect will become delightfully obvious as you begin to speak, you were born and raised in Edinborough, Scotland?

A. That's correct.

THE COMMISSIONER: Would you move closer to the mike, please, Mr. McKinnon, so we can hear you. Thank you.

MR. ARMSTRONG:

Q. You attended schools in Scotland and obtained your post secondry school education at Harriet Watt College?

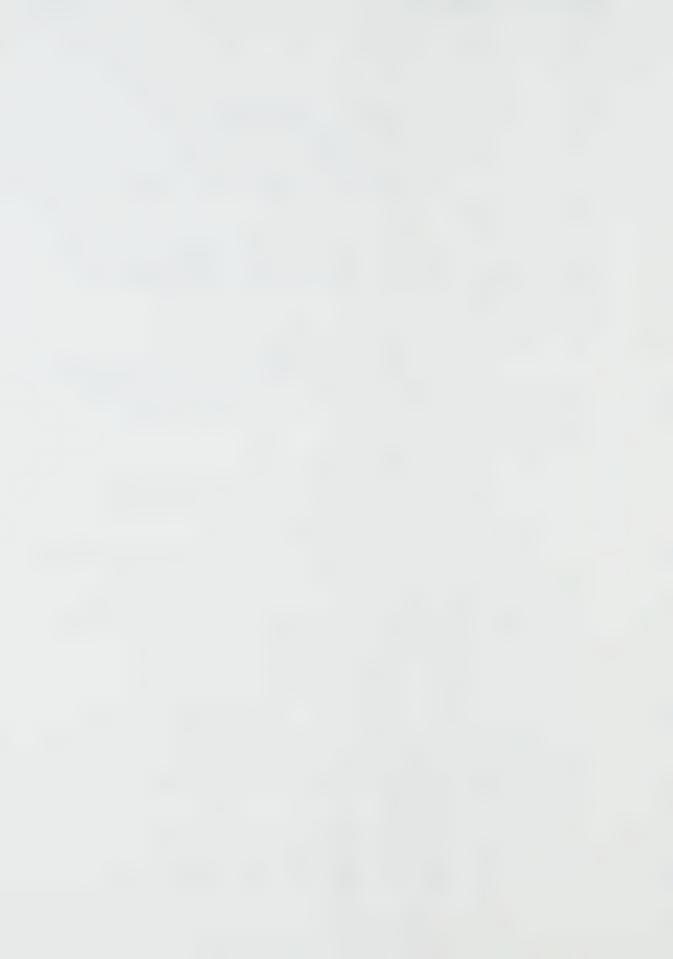


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- A. It's now a university.
- Q. I'm sorry?
- A. It's now a university. It was a college then.
- Q. And from that educational institution, you received the national certificate in mechanical engineering?
 - A. That's correct.
- Q. And I understand that upon graduation from that institution, you worked for an electronics systems firm in Scotland?
 - A. Various, yes.
 - Q. And when did you move to Canada?
 - A. In March 1974.
- Q. All right. And since 1974, apart from your track and field activities, your professional and vocational activities have centred around the field of mechanical engineering and design?
 - A. That's correct.
- Q. All right. And you first became involved in what the Scots and British call athletics, what we call track and field, as an athlete yourself in Scotland; is that so?
 - A. That's correct.
 - Q. And what were your events, Mr.



McKinnon?

A. I initially did the hurdles but eventually settled on the 100.

THE COMMISSIONER: Would you speak up a bit. We can't quite hear you.

THE WITNESS: I've not got my Scottish interpreter with me. Initially the 100 and the 200 metres. The hurdles and then eventually the 100 and the 200 metres. Conditions were somewhat primitive.

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MR. ARMSTRONG:

- Q. And what period of time were you competing in Britain?
- A. From 1959 to actually just prior to coming to Canada in 1974.
- Q. And then did you, before you came to Canada, actually involve yourself in some coaching in Scotland?
- A. Indeed, yes. There were no coaches in Scotland. As I say, the conditions were somewhat primitive. We ran on grass on two legs, and I joined more or less a group that went around small -- what we called the Highland Games, and so I participated in the Highland Games running for many years and was a well-known pot hunter, we call it.



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- Q. A well-known?
- A. Pot hunter. In other words, we ran for prizes.
 - Q. Oh, I see.
 - A. Not for medals, for prizes.
- Q. All right, I understand. The pots being the trophies?
- A. Correct. It was almost an economic necessity, actually.
- Q. All right. Then you actually were competing for prize money at these various meets?
- A. No, I retained my amateur status. It was for prizes like radios, clocks, watches.
- Q. I see. All right. Then when you came to Canada, I take it your active competitive career was over; is that so?
 - A. That's correct.
- Q. And then did you involve yourself after arriving here as a coach?
- A. I did indeed. I eventually contacted a club in Montreal. My first destination in Canada was

 Montreal, and I started coaching in Montreal. Only for a limited period, about a year, I had number 2 and number 4 in the 400 metres in Quebec.
- 25 Q. Yes.



area?

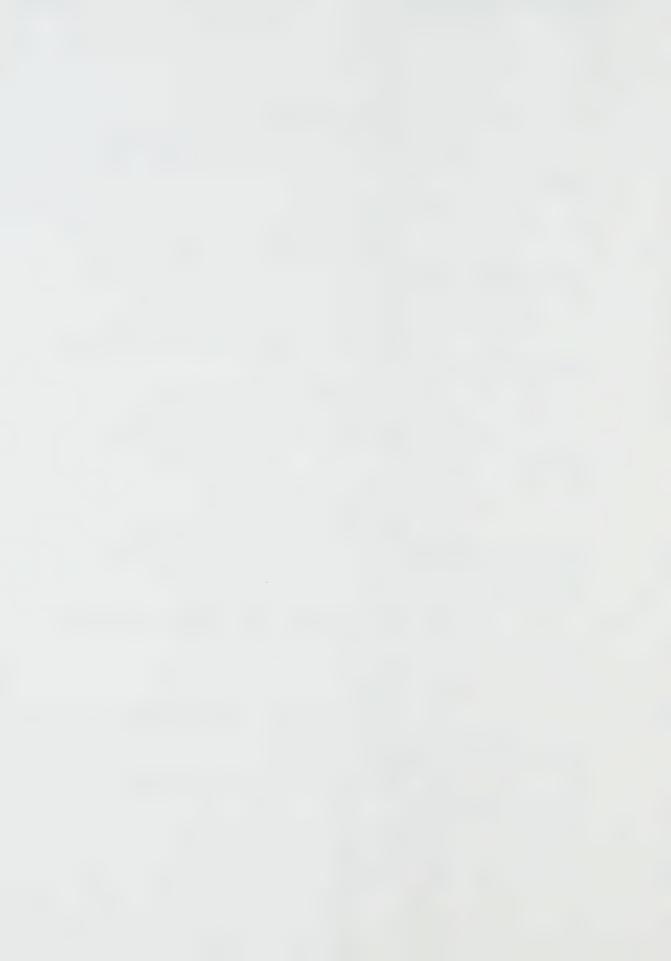
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A. Within one yea	r	r	٠.	
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- Q. And how long were you in the Montreal
- A. Four years.
- Q. Four years, so that would be approximately 1974 to 1978?
 - A. Correct.
- Q. And was it then that you moved to the Toronto area?
 - A. That's correct.
- Q. Where of course you have been ever since?
 - A. That's correct.
- Q. And when you got here, did you associate yourself with a club and become involved in coaching?
- A. Yes, I joined the Etobicoke Striders at that time.
 - Q. Yes?
- A. And I received a group, a very small group which included Tim Bethune.
- Q. Yes, so that would have been in approximately 19 --
 - A. 1978.
- 25 Q. 1978?



- A. August '78.
- Q. All right. And what events did you coach?
- A. I coached Tim over the 400 and I coached Karen Bowen who at that year, 1979, became Canadian junior hurdle champion.
- Q. And over the years, have you been a sprint coach in Canada in the Toronto area?
 - A. Yes.
- Q. And have you been a member of the Canadian national team coaching staff?
- A. That's correct. Once Tim had won the Canadian championships and I was automatically more or less made coordinator for the 4 \times 400, at least partial coordinator for the 4 \times 400 metre team.
- Q. I see. Is that -- when a particular athlete makes one of the national relay teams, does a part of that success involve bringing the coach along to be a part of the coaching contingent of the relay team?
- A. No, absolutely not, but with Angela Bailey I suspect it might be automatic, but certainly not with Tim Bethune or anyone else I have had.
- Q. All right. Then you have as well, by virtue of the fact of being a national coach, been involved at the Olympic level as a coach; is that so?

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- A. That's correct, but only the last Olympics in Seoul.
 - Q. In the Seoul Olympic Games?
 - A. Those are the only ones I've attended.
- Q. And we are going to get to your relationship as a coach with Angela Bailey in a few minutes, but I take it in the 1988 Olympics, one of your prime athletes was Angela Bailey?
 - A. She is my prime athlete.
- Q. All right. Then, Mr. McKinnon, I wanted first of all to ask you some questions about the athlete Tim Bethune whom you've mentioned. He, of course, has already testified in this hearing and indicated the nature of his career and association with the Etobicoke --- I can't remember whether he said the Etobicoke Huskies or the Etobicoke Striders.
- A. We amalgamated the two clubs, and the Striders became the Etobicoke Husky Striders.
- Q. In any event, of course he indicated his association there and his association with you as a 400 metre runner.

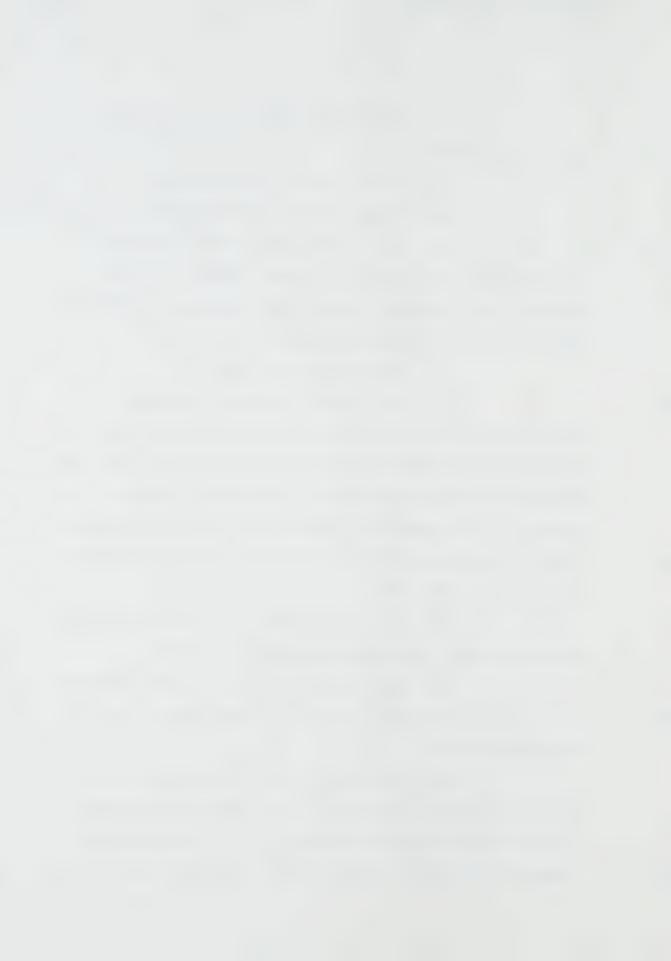
He also told us that towards the end of his career, indeed at a point in time where he was either contemplating retirement or had retired, that he had occasion to go to the office of Dr. Astaphan and make an

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appointment, and for a period of time from September of 1985 to February of 1986, he testified that he attended Dr. Astaphan's office on a regular basis to receive injections of what he believed to be growth hormone and also to receive --

- A. I was not aware that was to February of '86. The last I saw of Tim Bethune was sometimes earlier in that December. So I've --
- Q. In any event, there was, for a period of months or a period of weeks, that he attended and received what he believed was growth hormone injections and as well some regular supply of pink pills which he believed came from a bottle indicating Winstrol V tablets.

When, if you did become aware, when did you become aware, if you did, of his attendance at Dr.

Astaphan's office to receive injections and receive pills of Winstrol V?

A. He gave me a call. He was in a very excited state. He was very excited, and he says I've got a big surprise for you, and it was a very big surprise to me. He says, I'm now on a steroid program and I found Charlie's source. At last we've discovered just exactly what they're all doing, and said that the doctor wanted to talk to me and gave me the doctor's address and subsequently met with Tim Bethune at the doctor's office.

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- Q. All right. Now --
- A. In fact, he also told me it was a Dr. Astaphan and that was the very first time I had ever heard that name.
- Q. All right. And this was in what month, do you remember?
 - A. That was in October sometime.
 - Q. October of 1985?
 - A. October 1985.
- Q. Now up to that time, had any of your athletes to your knowledge been involved in any way with a steroid program?
 - A. Absolutely not.
- Q. And what was your personal position and coaching position as a coach so far as performance-enhancing drugs were concerned?
- A. It still is, and to this day I do not want anything to do with performance-enhancing drugs.
- Q. All right, and when Bethune called you, Tim Bethune called you and told you that he had a surprise for you and that he was on a steroid program, and was it the doctor wanted him to have you go there or he wanted you to go and see the doctor?
- A. Tim told me the doctor had asked to talk to me. Of course I don't know what the doctor really

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said or --

Q. All right, and what was your reaction first to the news that he was on a steroid program and second to the request that you go to the doctor's office with him?

A. Total disbelief really because it was incomprehensible to me, the conversations I had had with Tim that he would ever do something like this. The only consolation I could take was that Tim had said he retired, and I hadn't seen him for six or seven weeks.

I must also say that Tim was just about my very best friend. We were very, very close so I was torn apart between, you know, -- mostly I talked to my wife who was the only one I could really talk to about the whole situation. However, in order to satisfy my curiosity, I decided to go in and see this Dr. Astaphan.

- Q. Yes, and so presumably you went with Tim Bethune?
 - A. I did, yes.
- Q. Tell us what happened at Dr. Astaphan's office, please.
 - A. We were ushered into this office.

THE COMMISSIONER: I'm sorry, please get a little closer to the Mike.

A. We were ushered into his office.

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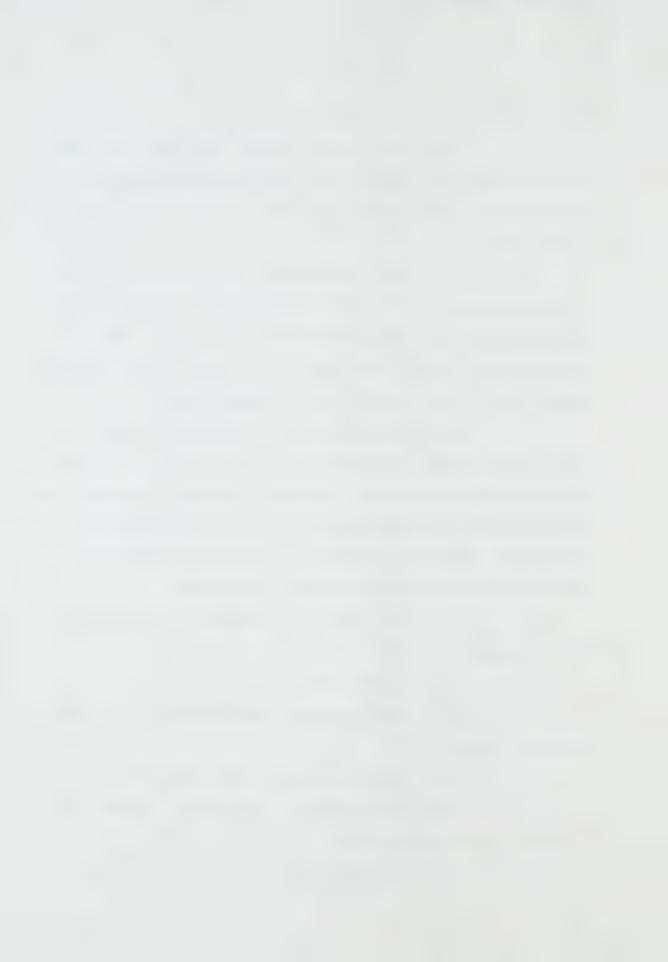
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THE COMMISSIONER: That's better.

MR. ARMSTRONG:

Q. I'm going to stop you one more time just in case I forget. I take it again this would have been sometime shortly after the telephone call with Bethune so it would have been in October?

A. I think so, yes. The area is cloudy. I've actually tried to forget everything that's happened at that time, but he sort of rambled on, as he did --

THE COMMISSIONER: I'm sorry, did you go alone or was Mr. Bethune with you then?

THE WITNESS: Mr. Bethune was with me. Dr. Astaphan did not shake hands with me. In fact, during the conversation I could have been a fly on the wall. He never looked at me particularly straight forward. It was always Tim.

He went on about steroids, how the side-effects were completely exaggerated. He berated Dr. Clement about being a hypocrite. Dr. Clement had, according to him, been involved in steroids in earlier years. I may have --

MR. ARMSTRONG:

Q. The one thing we have heard in this

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hearing about Dr. Clement is that every witness without exception has indicated that Dr. Clement is 100% opposed to steroids and on a number of grounds, but the most significant one being ethical and moral, that it was cheating.

- A. He was a very ethical gentleman. He is so ethical, in fact, that when I told him about this conversation and the fact that I would have to come up here and say that, he said go in there and tell them that and tell the truth. That's as much as -- I have great admiration for Dr. Clement. However, --
- Q. I'm sorry. I must say I didn't have any idea that you were going to say that, but --
 - A. It's written down in my evidence.
- Q. Okay, fine. So in any event, that must have -- if Dr. Astaphan said that, that must have put you off because you must have known immediately, as others do, what Dr. Clement's position was, vis-a-vis steroids?
- A. Yes. However, he followed that with talking a lot about Ben, a lot about Angella and a lot about Tony Sharpe, and he told me a fair amount of things, a lot of which I've forgotten. The biggest shocker, being to me anyway, that he also did the Australian cricket team.

THE COMMISSIONER: I can't hear the

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witness. Cricket team?

MR. ARMSTRONG: He said something about the Australian cricket team.

THE COMMISSIONER: Can you hear what he is saying? I can't hear him.

MR. ARMSTRONG:

- Q. It's a little hard to hear. I think, even though it may be uncomfortable, you're going to have to lean forward and speak right into the mike as I'm doing here.
- A. The Australian cricket team and the Saskatchewan Roughriders.
 - Q. All right.
- A. And there were many other things which I've forgotten.

THE COMMISSIONER: Was he telling you this or Mr. Bethune? I couldn't quite --

THE WITNESS: He never -- he is a strange fellow. I found that --

THE COMMISSIONER: I don't see -- would you help me with the conversation?

THE WITNESS: I guess he was telling me. He just didn't look at me.

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THE COMMISSIONER: Did you and Mr. Bethune go in the office and did Mr. Bethune introduce you to Dr. Astaphan and say who you were?

THE WITNESS: I put my hand forward but he didn't shake it.

THE COMMISSIONER: Pardon?

THE WITNESS: I put my hand forward to shake his hand, but he didn't shake it.

THE COMMISSIONER: And then how ask did the discussions start? You're sitting there...

THE WITNESS: With Dr. Astaphan, at that time, it wasn't a matter of when the discussion started, he started.

THE COMMISSIONER: I see.

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MR. ARMSTRONG:

- Q. All right. In any event, you had this discussion about steroids in which you mentioned both the Saskatchewan Roughriders and the Australian cricket team?
 - A. Yes.
 - O. And ---
- A. I had this mental picture of this old English suffer sort of choking on his tea and muffins and....
- 25 THE COMMISSIONER: I can't hear him. What



about English doctors?

MR. ARMSTRONG:

- Q. He said he had this mental picture of an old English ---
 - A. Old English duffers.
 - Q. Duffer.

THE COMMISSIONER: Oh, I see.

THE WITNESS: Choking on the tea and muffins when I read that in the newspapers, but....

MR. ARMSTRONG: I think we're going to wire you up with a microphone that fits right on your tie.

THE COMMISSIONER: Is it on now? Did you put it on. It's on.

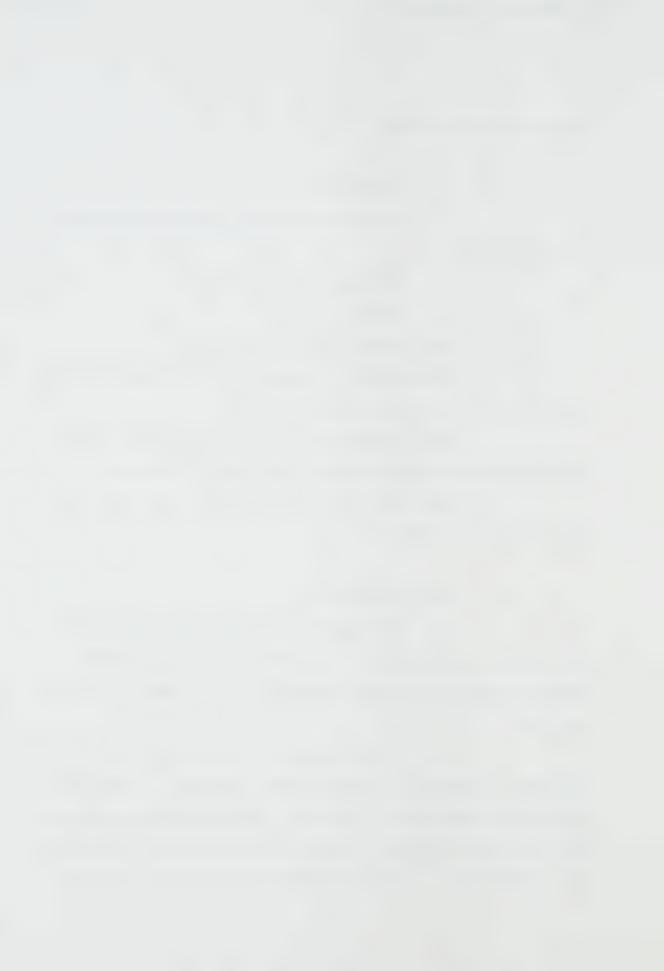
MR. ARMSTRONG:

- Q. All right. Now, did the conversation get around in any way to the steroid program or human growth hormone program or whatever it was that Tim Bethune was on?
- A. I knew from him that he had been tested. He had been tested by Dr. Astaphan. I have no idea what tests but he had been tested regularly and so he had on be on a program two or three weeks prior to calling me, by the way. And he had been tested and I thought,

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well, at least if nothing else, they're testing him.

- Q. All right. But was there some discussion with him about the testing?
 - A. No.
- Q. No, all right. Then while were you there, did Dr. Astaphan give Bethune any injection?
 - A. He did.
 - Q. Did do you know what it was?
- A. He took it from behind his desk. I don't know what it was, no. It was two -- he filled it from two vials.
 - Q. Filled it from two vials?
- A. And it -- one was red and one was white. That was my recollection.
- Q. And then he gave him an injection in his buttocks, I assume?
- A. I assumed too because I didn't watch because I don't like needles.
- Q. All right. It seems to be common among track and field coaches; they don't needles. All right?
- A. Not just track and field coaches.

 Believe me, it is true.
- Q. All right. It was a weak attempt at mild humor. We'll move on with it. Mr. McKinnon, were there any pills dispensed by Dr. Astaphan then?



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- A. That's correct. He went into a large -- I remember a couple of large bottles and two sets of pills were given to Tim in a white envelope.
- Q. And then did you leave his office with Bethune?
 - A. Correct.
- Q. And bearing in mind now that not only had your athlete told you that he was on a steroid program, you had actually met the doctor, you talked about steroids, you had met the doctor and seen him give him pills and seen him draw up some injectable substances to administer to your athlete, what advice or discussion what advice did you give your athlete or what discussion did you have with him about it after you had left Dr. Astaphan's office?
- A. Frankly, I felt like being sick. The whole affair was like having an abortion, similar to having an abortion, as far as I was concerned. I went back to my wife and we discussed it a long time and she was all for throwing Tim out there and then. It was a terrible burden to bear and something I'd like to forget. However, eventually, that happened.
- Q. All right. And was there -- Mr. Bethune, I believe, testified that at some point in time, apparently at your either suggestion or request, he



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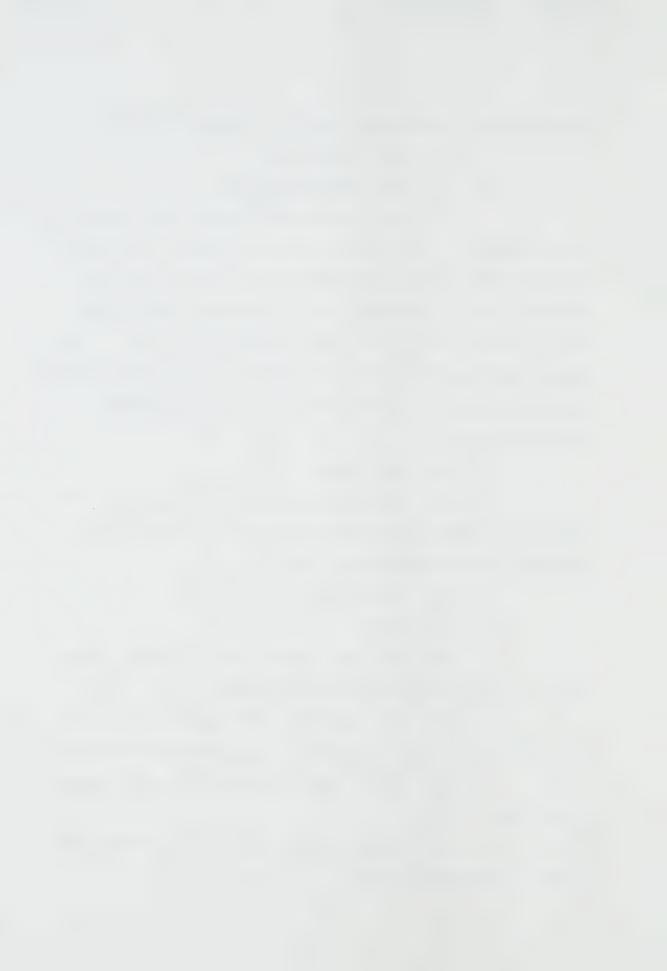
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obtained some pink pills from Dr. Astaphan for you?

- A. That's correct.
- O. How did that arise?
- A. Tim didn't know what he was taking. At least he didn't tell me what he was taking. So I said, why don't you manage to secure one of the bottles and thinking that -- he said, okay, I will try and do that.

 And he said, what if he doesn't want to give it. I said, well, tell him it was for the coach. Low and behold, Tim appeared with not -- more pink pills in an envelope, in a white envelope.
 - Q. All right.
- A. And simultaneously with that, he told me that he had read on that particular bottle that that was for veterinary purposes only.
 - Q. That's what he told you?
 - A. Yes.
- Q. You, of course, didn't see any bottle that said for veterinary purposes only?
- A. No. However, once hearing that, you can be assured that I wouldn't even give them to my cat.
- Q. Well, then how many pills did you get from him?
- A. I have absolutely no idea. They were inside a white envelope.

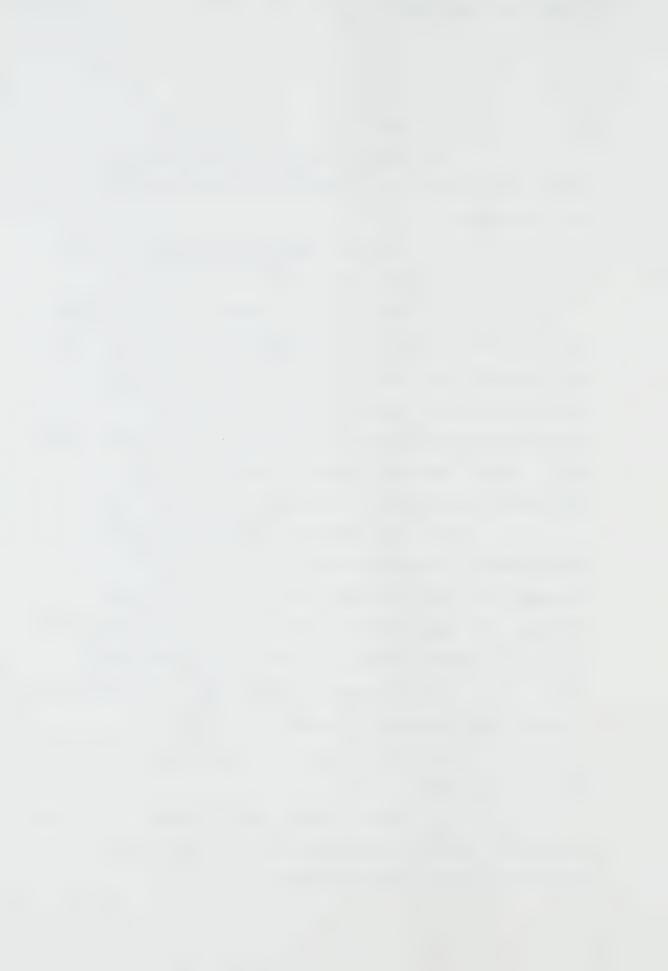


- Q. And ---
- A. I guess it filled about one inch of the bottom of an envelope. It was an open envelope also. It was not sealed.
- Q. And what did you do with these white pills -- or pink pills, I'm sorry?
- A. They lay on my drawer, cabinet drawer, at the side of the table and sometime in the future, they were knocked over and so we had steroids, little pink steroids all over the floor, all over my drawer, all over my papers and my children had asked just what these things are. I don't know who actually knocked them over. We collected, my wife and I, and threw them in the garbage.
- Q. Now, you indicated the reason for suggesting to Tim Bethune that he get these pills from Dr. Astaphan was that he really didn't know what he was taking. Were you planning on getting them and having them tested or something done with them to ascertain that?
- A. I thought we would get it in a bottle.

 I never received pills in a white envelope.
- Q. Oh, I see. So, you thought they would come in a bottle?
- A. Sure, and the bottle would at least say something. I find it very strange for a doctor to dispense stuff in white envelopes.

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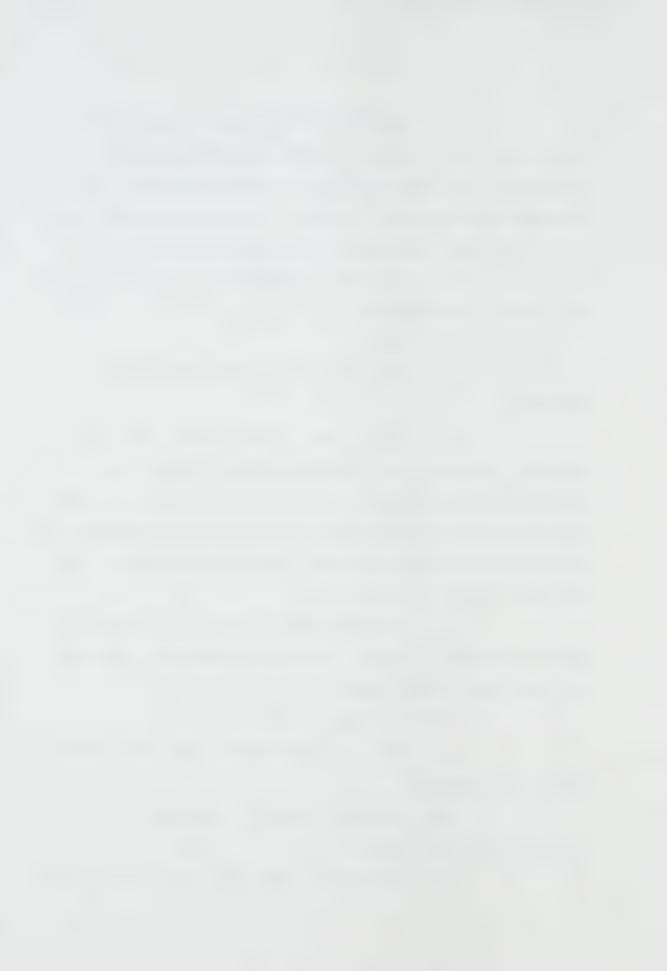
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- Q. Well, had Bethune not already told you that, that that was what happened each week or each fortnight, that when he would go and see Astaphan, Dr. Astaphan would give him whatever the necessary supply was in an envelope? Because that was his evidence.
- A. No, but I witnessed that and Tim gave him \$10 for the envelope.
 - Q. Yes?
- A. And I had to give Tim \$20 for my envelope.
- Q. No, no, but if you thought you were going to find out what these pills were because you thought they would come in an envelope, you already knew that Bethune had gotten them previously in an envelope and you had seen him get them that occasion in October, when you were there, in an envelope?
- A. I thought that we would get them in a bottle which we -- to the best of my knowledge, Tim did not know what he was taking.
 - Q. All right. And --
- A. And certainly didn't tell me he knew what he was taking.
- Q. And what did the -- these pills look like when you got them?
 - A. Very small, pink pills with a W on one

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side.

- Q. I apologize, I took my attention away. Could you just give that answer again?
 - A. A small pink pill with a W on one side.
- Q. All right. I'm sorry. Could we have Exhibit 152. Just while you're getting that, I'll ask you a couple of more questions.

Now, did you on the time that they spilled on the carpet and you and your wife cleaned them all up, did you throw all of them away?

- A. I thought I had.
- Q. All right.
- A. Although, occasionally because they were spilled all over a drawer and I have many, many papers in that drawer, occasionally I would find one. And so, it was a shock to me to find Tim Bethune up on the stand here. I didn't get to sleep that night so I thought I might as well search for one of these pills because I thought that it was important evidence since obviously it's not now, but -- so I found one, low and behold, lodged in the corner of the drawer.
- Q. And you turned that pill over to one of the investigators and me when you came down to the Inquiry?
 - A. I came straight down.

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- Q. On the day that Mr. Bethune testified?
- A. Correct.
- Q. In fact, I think it was the second day he testified, was it?
 - A. Correct, I wanted to see it for myself.
- Q. Now, I'm just going to show you a sampling of some pills from Exhibit 152 and there is some pink pills here and on one side they have a scoring mark and, on the other, they have a W.

How do those pills compare to the pills you got from Tim Bethune?

- A. Looks identical.
- Q. All right. Just have your indulgence. I might just pause there to indicate to you, sir, Mr. Commissioner, that the one pill that was turned over we had analyzed and we have the certificte of analysis indicating the analysis of stanozolol of the pill.

THE COMMISSIONER: Thank you.

MR. ARMSTRONG:

Q. Then Mr. McKinnon, just let me ask you this, did you -- you, of course, over the years by virtue of the fact that you were a sprint coach and by virtue of the fact that you were a member of the coaching staff of the national team must have met and come to know Charlie

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Francis?

A. Yes, and I had from, 1978 to 1981, I had avoided Charlie Francis like the plague. I was advised by various officials that the person not to know would be Charlie Francis. He gave me a call in 1981 because he had no other coaches to go down with him to Utah on the very first trip to Utah, the training camp. I was very apprehensive about that, going just with Charlie, just the two of us.

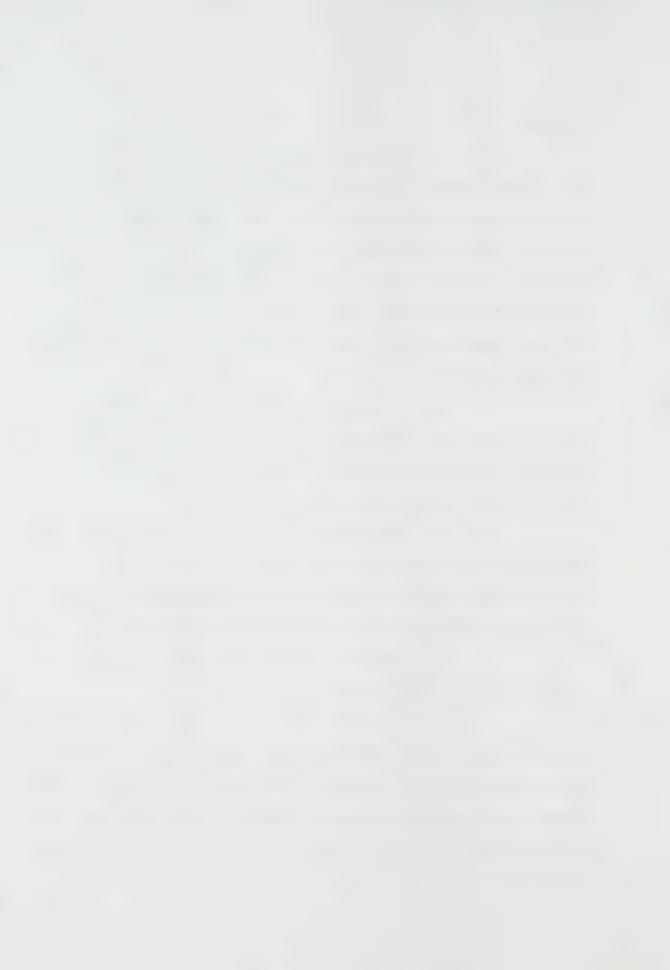
But, in fact, I found Charlie -- Charlie's company, Charlie's training methods, everything about Charlie was very compatible to me. I found him one of the better people to know in track and field.

- Q. And indeed, I think you have been frank to say on other occasions that you found that from time-to-time he would provide you with information about training methods that you found of great assistance?
- A. Indeed. He was very helpful at all turns up until 1988 anyway.
- Q. Then, Mr. McKinnon, did you ever have occasion to tell Mr. Francis about the fact that you had gone to see this Dr. Astaphan, that Bethune apparently had become involved in some kind of drug program with him and that indeed you, yourself, had obtained some drugs through Bethune?

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- A. I approached Charlie at the track one day which must have been early November -- early December because this is when my group go in.
 - Q. This would be early December 1985?
- A. Correct. And I told Charlie about that situation and I expected some kind of blowup or bust up but he was very non-chalant about the whole affair.
- Q. What was it you told him? Just what you've told us, more or less?
- A. Yes. There was one other thing I did forget that Astaphan, Dr. Astaphan told me, was, in fact, that he was writing a book and ---
 - Q. Yes?
- A. And I should have mentioned that earlier that was part of the depression because the -the very fact that he was going to publish and he did say he would publish immediately after the 1980 Olympics, depressed me no end. So, I thought the game was up anyway, that the track and field was suffer very, very badly when this book was published.

So I mention that to Charlie and he was very non-chalant about it. I should also add that my conversations with Charlie was sort of sticcato in the fact that I was running, coaching and he was coaching.

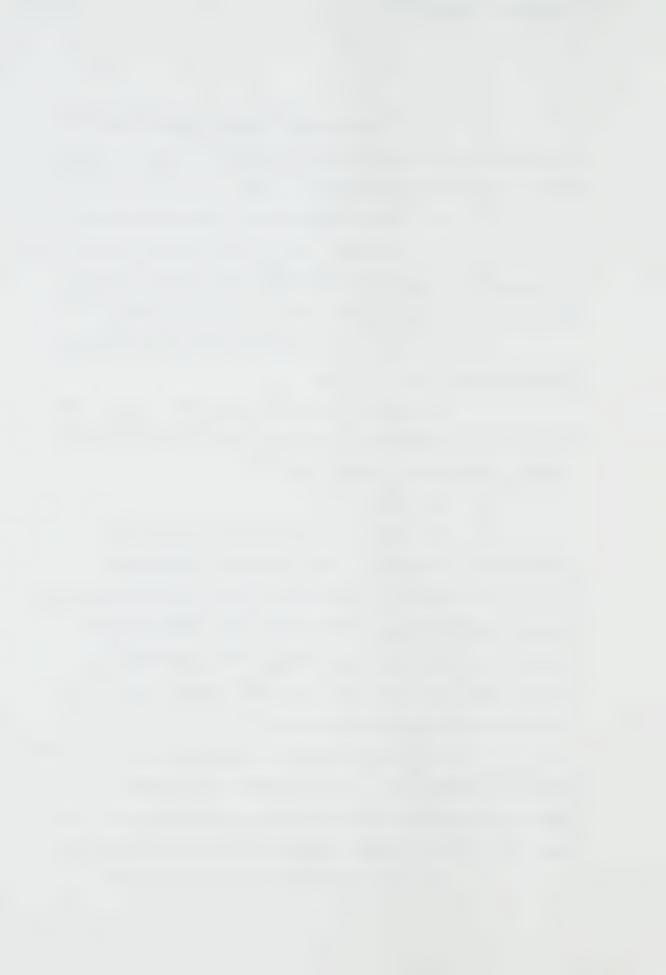
So, our conversation, I would saying

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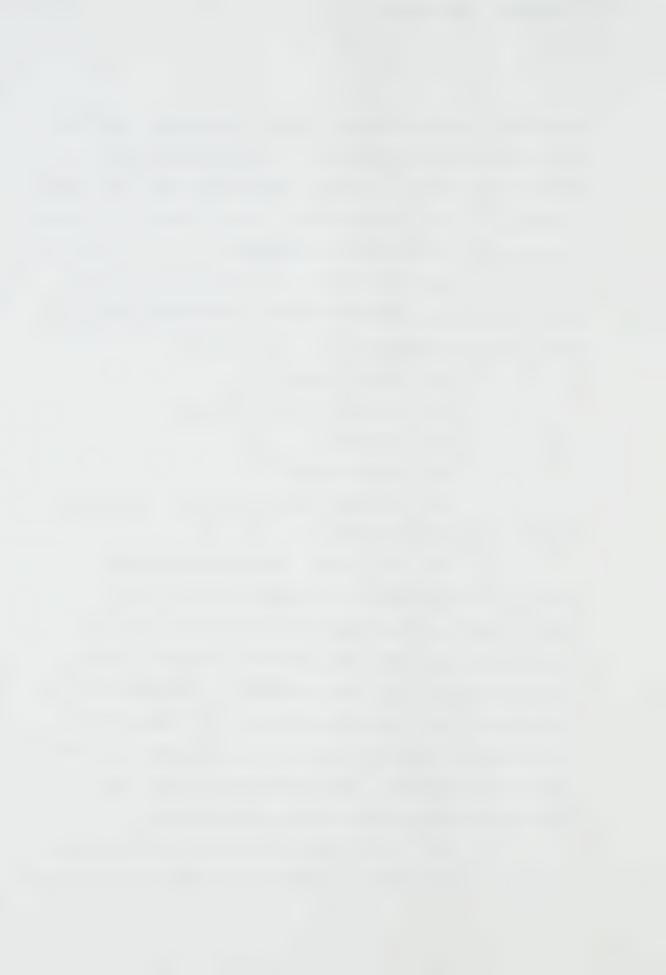


something and then he would answer ten minutes later and I would say something again so, it was very difficult to follow, what with me running, him coaching and also myself coaching. It was always a great relief to talk to Charlie somewhere in a bar or in a restaurant.

- Q. All right. And when you were doing your coaching and running together, presumably that would be up at York University?
 - A. York University.
 - Q. At the indoor track?
 - A. Correct.
 - Q. And you said ---
- A. At that time, by the way, Charlie had become a very good friend.
- Q. All right. And you say that you thought there would be a more explosive reaction -- I don't think those are your words but let me use that description -- a more explosive or a stronger reaction from Mr. Francis when you gave him the information about having been to Dr. Astaphan's office with Bethune and having received the steroids but that his reaction was somewhat non-chalant. Why did you anticipate that he would react more explosively or more strongly?
- A. Well, when it came to the subject of drugs and Charlie was -- tended to be a bit highly strung.

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We had an incident in Colorado with Tim Bethune where Tim was wearing a T-shirt called "Dianabol, breakfast of champions," and Charlie did not like that and insisted that Tim take it off. So, whenever we hit drugs, then Charlie tended to get a bit highly strung.

- Q. All right. And was that more or less the end of the conversation, just your imparting that information to him?
- A. No. When I told him I had obtained a supply of Winstrol, (a) He was very surprised that it was Winstrol because he said -- I mean, he didn't use that anymore because that tended to make him overweight and stiff. And also, why did I have a supply. So, I sort of jokingly, said, maybe I'm going to go on them myself.
 - Q. You said what?
- A. I jokingly said, well, perhaps I'm going to go on them myself. Obviously, to my mind, I had no intention of doing that.
- Q. And did you, in fact, tell him that you were on them and were training with them?
 - A. I did not say I was on them.
- Q. But that just perhaps you may go on them?
- A. He -- yes, he took that -- I guess he took that message and being -- running myself, I guess he

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thought that it was true. As I say, I wouldn't give these things in my cat, let alone take them myself, at that time 45 years old.

Q. All right. Now, you obviously must have known after you got these pink pills with the W on them, you either -- did you surmise then that they were Winstrol tablets?

A. I think Charlie told me. I recollect that I think Charlie said because I said they were small things with a W and he said Winstrol, Winstrol.

Q. All right. All right. Then I wanted to move object to another subject and that is the subject of your prime athlete, as you described her, Angela Bailey. When did you -- when were you first approached by Angela Bailey to become her coach?

A. I received a call from Angela, I guess it was in November 1986. It was -- about coaching her.

Quite frankly, I was very apprenhensive and for two reasons.

One was, could I coach an athlete of that kind of high calibre. She had run 11.17 and got fifth in the world.

The second one was, was she on drugs. Like Charlie continually insinuated that Angela Bailey was on drugs. In fact, he was always looking for the source and

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one of the people that helped -- was helping him to find the source was Rob Gray.

- Q. And so, I take it that when Angela Bailey approached you to coach her, you had some concern that maybe she might be on drugs, is that what you're saying?
- A. I had some concern, yes. Obviously, if somebody keeps pumping -- Charlie is very persuasive.
- Q. And so what did you do to satisfy yourself about that particular concern?
- A. I broached the subject with Angela and I was convinced she wasn't. She gave me her training diaries which turned out to be not so much training diaries, there was a lot of emotional content in the diaries and technical content also because she notes down every single detail that she does in training; how she feels, what the track was like, the weather, stuff like that.

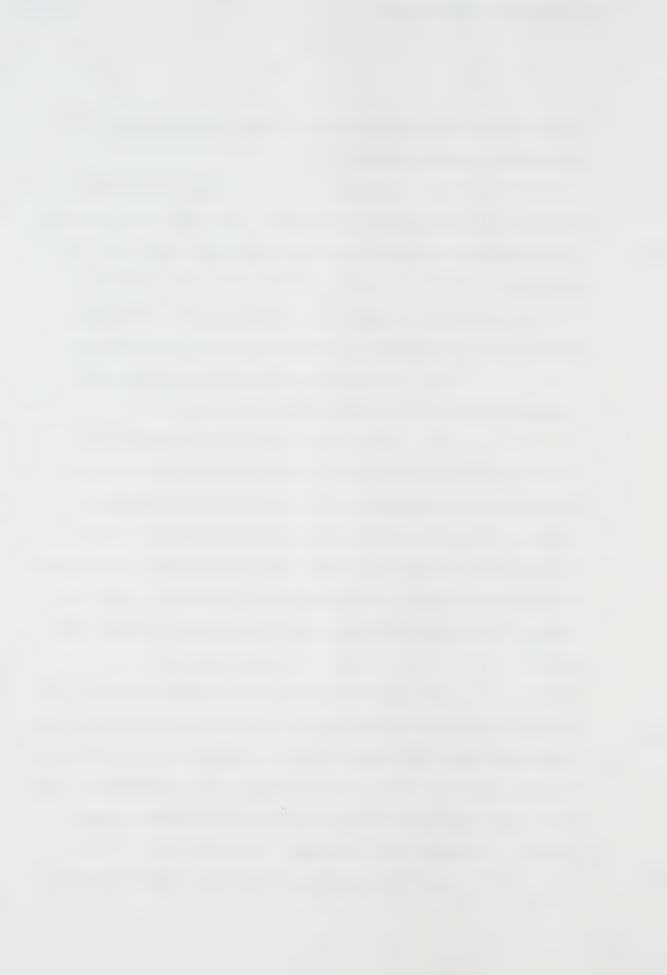
I read that until about four o'clock in the morning and after reading that, I was totally 100 per cent convinced she had never been on any kind of steroids because of the -- lots of the things she was saying, they were like agonies of 'Why am I beaten by these people again,' et cetera, on is drugs. She --

Q. So, you then must have made a decision

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to coach Angela Bailey?

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- A. Yes.
- Q. And indeed, you have been her coach from 1986 up to today?
 - A. Correct.
 - Q. I take it. All right. And ---
- A. The very first time I met Charlie

 Francis, going back in 1987 -- 1986 to the indoors, his

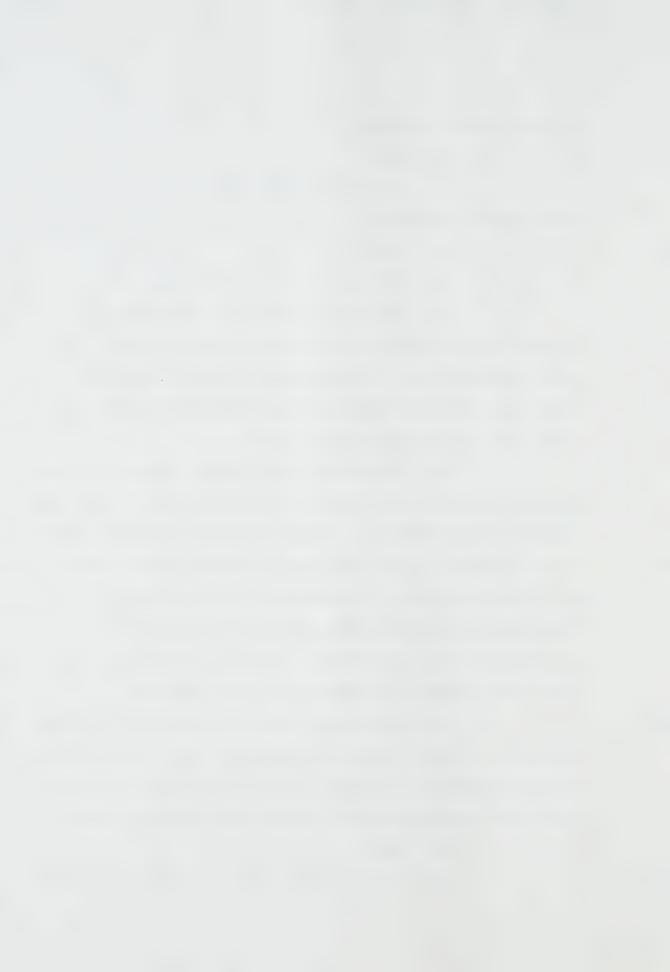
 first approach was, I found Angela Bailey's source and I

 said, well, Charlie before you get started you might know

 that I am now coaching Angela Bailey.
- Q. Then we've just heard, and you've been present, for the evidence of Mr. Mumford that he made some inquiries last summer, in August of 1988, first an inquiry of Dr. Clement at the Nationals in Ottawa, about the use of -- possible use of steroids and an inquiry and discussion that he had with Rob Gray about growth hormone and steroids and a discussion that he said he had with Angela Bailey about a visit to an endocrinologist.

Let me ask you this; were you aware, at any time last summer prior to the Olympics, that Mr. Mumford had approached Dr. Clement and had a discussion with him about the possible use of steroids and growth hormone?

- A. No.
- Q. And when was the first time you heard



about that?

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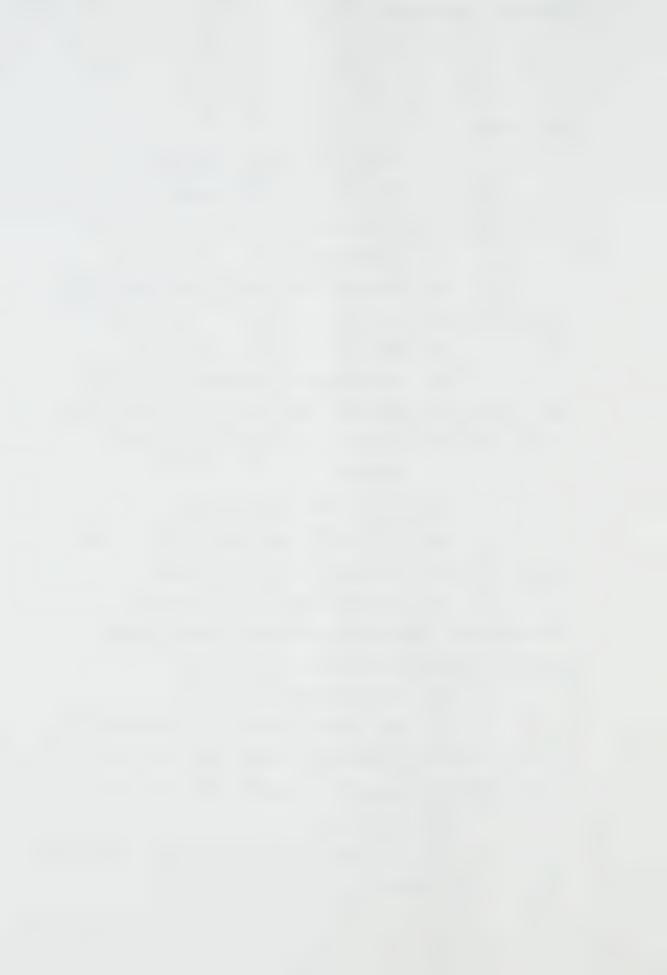
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- A. During Rob Gray's testimony.
- Q. No, no. I'm talking about Dr. Clement. It was perhaps this morning, was it?
 - A. This morning.
- Q. Had you ever heard about that before, to this morning?
 - A. No.
- Q. And then the telephone with Rob Gray, I take it the first time you ever heard about that was when it was reported or when you saw on TV his evidence?
 - A. Correct.
 - Q. All right. And then ---
- A. I think I would have lost my temper had I known that this was going on, quite frankly.
- Q. And what about the information concerning the consultation with the endocrinologist? When did you first become aware of that?
 - A. This morning.
- Q. All right. Then, Mr. McKinnon, I want to ask you about the Hamilton Indoor Meet last January.

 You were obviously present as Angela Bailey's coach?
 - A. Correct.
- Q. And were you sitting in the stands when she ran the 50 metres?



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- A. Correct.
- Q. And I'm sorry, was it 50 metres or 50 yards? I think we've -- I think we've established that
 - A. 50 metres.
 - Q. 50 metres, all right.
 - A. Mm-hmm.
- Q. All right. And after the race was over, which we now now included both Angela Bailey and Julie Rocheleau, did you move from your seat in the arena down to track level?
- A. Correct. I went down to -- in my opinion, Angela had won clearly because I was on the line. The official decision -- I think they were rushing it to get the prizes over before the people all vanished.

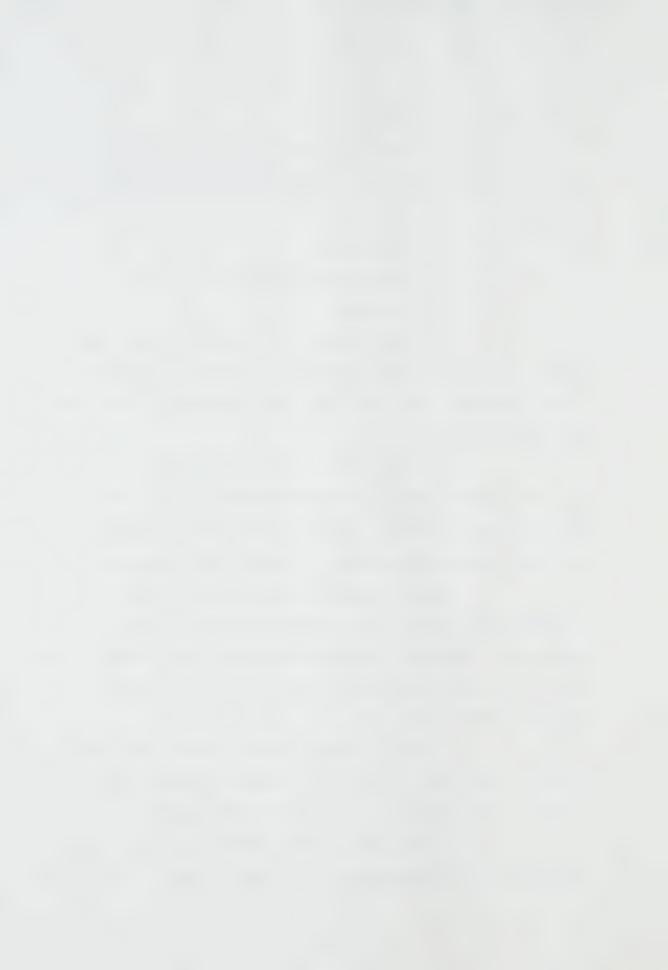
Anyway, however, I went down there and couldn't find Angela but I was confronted by Julie Rocheleau, who sort of grabbed my right arm and said, find her, you've got to find Angela. You've got to find Angela; she won the race.

I said, I know, I know she won the race,

Julie. And Julie said, I don't want to go for testing, or

words to that effect. You have to find Angela.

I went back to the hotel to try and find Angela. I was unsuccessful at finding Angela. Went back



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to the doping people to tell them I couldn't find Angela and at that time they threatened that that was it. As far as they were concerned, if Angela Bailey did not turn up, they would report her to the international body, the CTFA, and remove her grand prix points.

So obviously I went back in great haste to the hotel, this time to find Angela, which I did. And eventually we ---

THE COMMISSIONER: I'm sorry. I guess -- she left the track. She left the ---

THE WITNESS: Correct. Julie Rocheleau had been chosen.

THE COMMISSIONER: So, when Miss Bailey left, she thought she had not won the race. I'm trying to get the picture.

THE WITNESS: Yes, she didn't know.

THE COMMISSIONER: She thought she came second.

THE WITNESS: I think she thought she had won but we thought that was the official result.

THE COMMISSIONER: I mean -- somebody announced, I gather, thought Miss Rocheleau had won the race?

THE WITNESS: Well, since they gave her first prize and she was on the podium, yeah. She was up



top.

THE COMMISSIONER: That's good evidence, I think, that she won.

THE WITNESS: That's good enough.

THE COMMISSIONER: So at that stage, Miss Bailey had thought she had not won?

THE WITNESS: Correct.

THE COMMISSIONER: She had not been awarded the win?

THE WITNESS: That's correct.

THE COMMISSIONER: All right. I got it. So

she left?

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THE WITNESS: Yes.

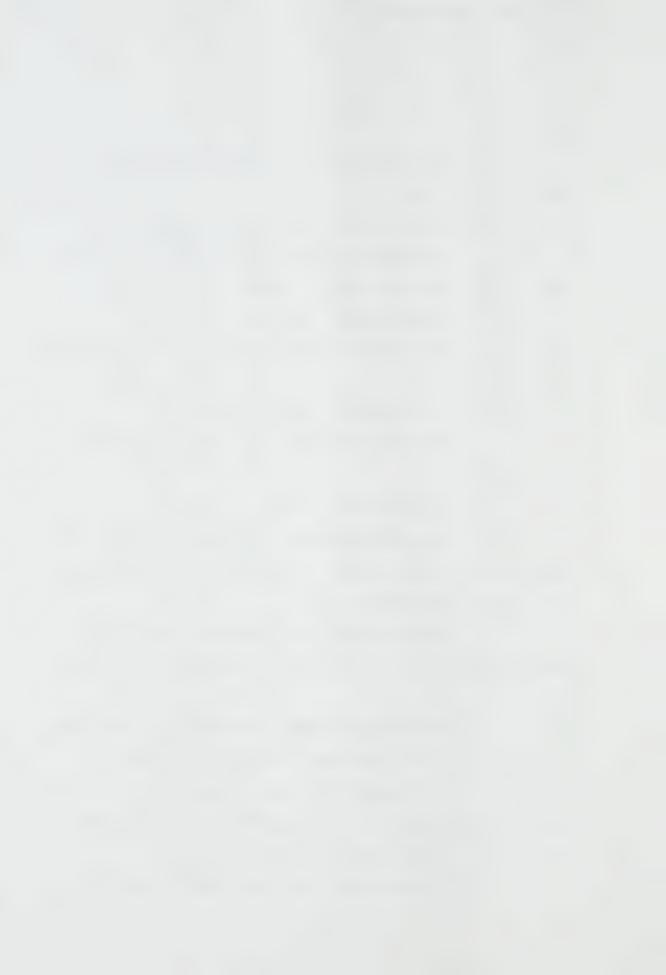
THE COMMISSIONER: When was the idea that somebody had to be tested. Everybody know they were going to be tested that night?

THE WITNESS: We had heard that the Dubin Inquiry people were there. So, I assumed there would be ---

THE COMMISSIONER: That was Mr. Armstrong: He didn't have his equipment with him that night.

MR. ARMSTRONG: No. I just had my track shoes but they wouldn't -- I couldn't pass the gender test for the 100 -- for the 50 metres.

THE WITNESS: You left before the real



action, too.

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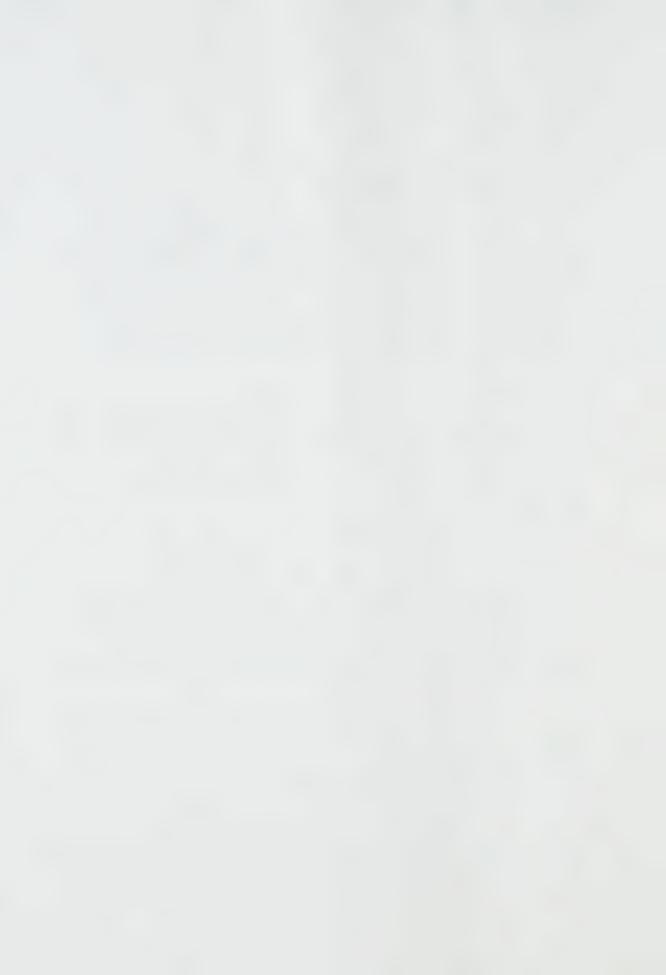
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MR. ARMSTRONG:

- Q. And indeed, what happened was that although not every event was tested that night, the 50 metres was one of the events that apparently had been picked out of the hat to be tested and the first place finisher in that event was to be tested, correct?
 - A. Correct.
- Q. And what indeed had happened was that Miss Rocheleau was initially selected as the winner and she was approached by the doping control officer to be tested?
 - A. Correct.
- Q. And what then happened was as a result of a -- of either correcting the finish which was very close or recognizing that thanking there may well have been a false start, Ms. Bailey was declared the winner?
 - A. Correct.
- Q. And that let Miss Rocheleau go from being tested, correct?
 - A. That's right.
- Q. And because she was now the winner, that is Mrs. Bailey was now the winner, the doping control was looking for her to be tested at number one finisher?



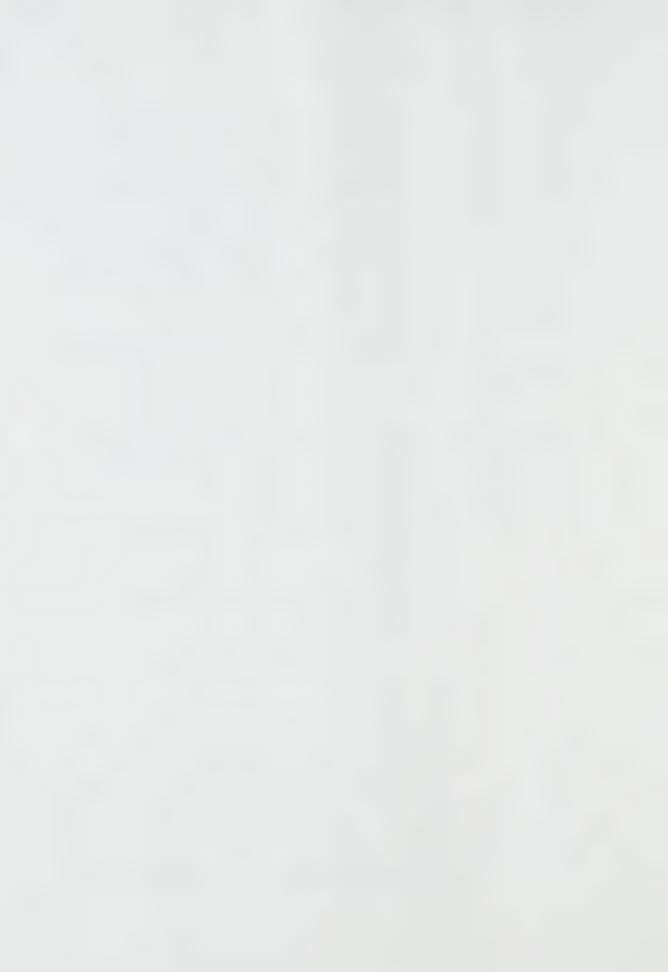
- A. Although, doping control was not leaving the side of Julie Rocheleau. They were with her. And I suggested that since Angela had left the arena, why not just go ahead and test Julie Rocheleau? It was a very common occurrence, by the way, for Angela Bailey to be selected for testing. There's not too many meets where she isn't selected for testing.
- Q. Has that been your common experience with her since you've been coaching her in 1986?
- A. Yes, absolutely. In the 1987 championships, Angela was chosen in both the one and the 200, although she hadn't won either. Issajenko was not tested that year, only Angela Bailey.
 - Q. And did Issajenko win the 100 metres?
 - A. Yes.
 - Q. At the national championships?
 - A. And the 200.
 - Q. And she won the 200?
 - A. Mm-hmm.
 - Q. But Bailey was tested?
 - A. But Bailey was tested.
- Q. I see. And what about in European meets and so on? Was it a common occurrence that Angela Bailey would be ---

THE COMMISSIONER: Can we go back to the

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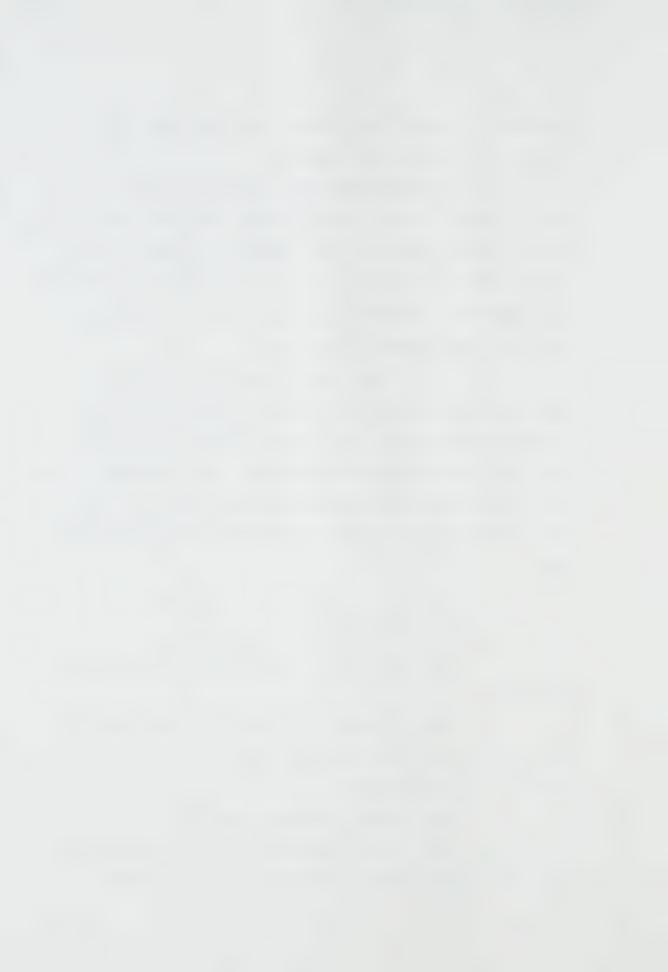
Hamilton? I gather Miss Bailey came back and was tested, was she, that night, in Hamilton?

THE WITNESS: Yes, back to the Hamilton scene, I guess, yes. We eventually finished that testing at 2:30 in the morning. Now, Angela had already had a shower and had already eaten and I figured that this test was completely invalidated. She hadn't been followed. Anything could happen on the way.

I, at that time, wrote a letter to the doping people, on the doping forms, complaining about (a), the fact that we were kept until 2:30 in the morning on a test that I considered invalid and, also, why didn't they test Julie Rocheleau who was in such a state of agitation that it was my opinion she did not want to be tested that night.

MR. ARMSTRONG:

- Q. All right. And to whom did you send the letter?
- A. I sent that along with the doping -the bottles and I got word back from the Sports Council of
 Canada, I think it was ---
 - Q. Sport Medicine Council?
- A. Sport Medicine Council, thanking me very much for my concerns and apologizing for the



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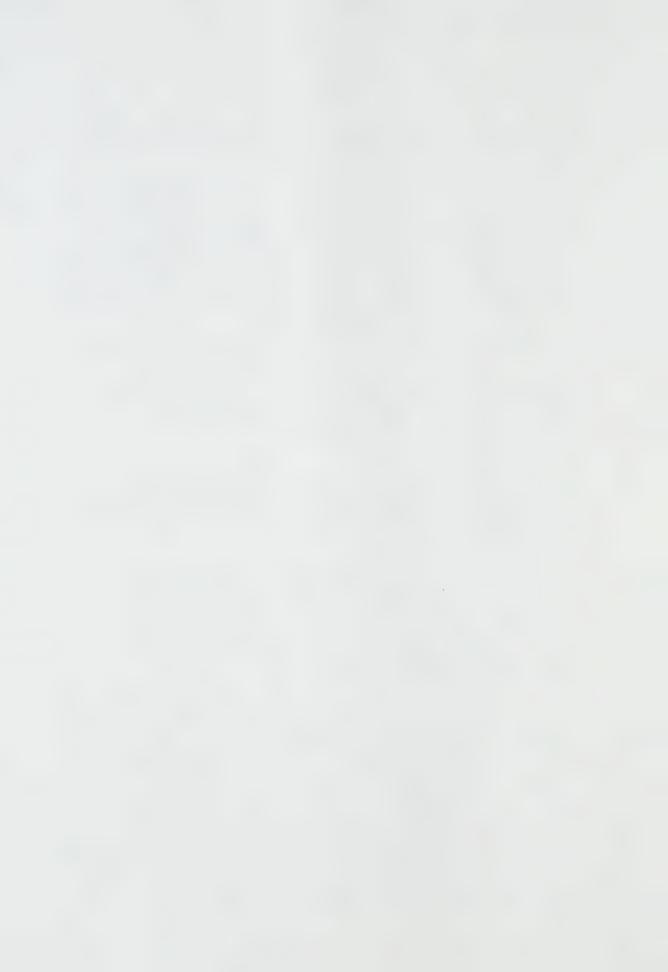
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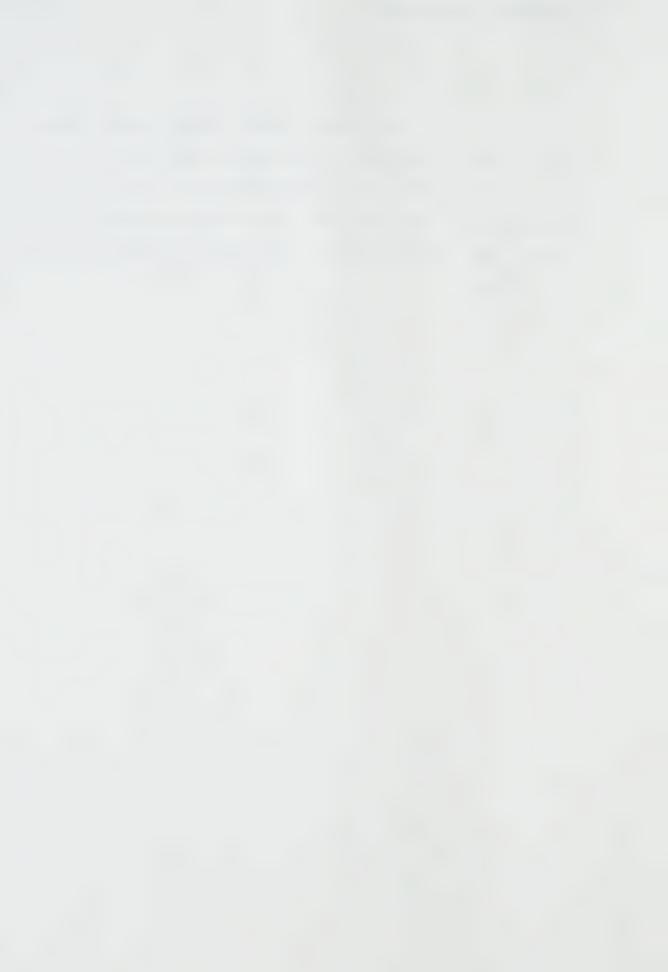
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confusion. I got further apologize from Paul Dupre of the CTFA.

- Q. In any event, what had happened, I guess, you eventually found her where she was having dinner in the adjoining hotel where the sponsors of the meet were putting on a buffet dinner for the athletes?
 - A. With yourself.
- Q. Yes. And you took here -- I was there eating but not with Miss Bailey. And you took her from there and to -- back down to doping control?
 - A. Yes.
- Q. All right. And she was indeed -- you were there until 2:30 and she was indeed was tested?
 - A. Correct.
- Q. Going back to this other point that you said that it was quite a common occurrence for Ms. Bailey to be tested, was that also a common occurrence on the European circuit as well?
- A. Oh, very much so. And I think I'm right in saying it's probably eight out of ten times they would test Angela Bailey. It got so bad that we were having discussions on whether there should be extra money paid for the fact they could test Angela Bailey on a regular basis. She was a well known clean runner and the results were always going to be the same, negative.



Q. All right. Then, without naming names, are you aware -- without either naming names or naming the meet, are you aware of an international meet -- an international track meet held on one occasion where a request was made for athletes to be tested, clean athletes to be tested?



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THE COMMISSIONER: I don't follow the question, Mr. Armstrong. What was the question? Wherever a track meet where somebody was asked to be tested?

MR. ARMSTRONG: Where a request was made by the officials of the meet for clean athletes to be tested?

THE WITNESS: That's well known in track and field circles, canadian track and field circles, that when Canada was competing against Great Britain in 1987, that the meet promoter had come in and says give me six clean Canadian athletes for testing.

MR. ARMSTRONG: I see. Those are all the questions I have.

THE COMMISSIONER: All right. Thank you Mr. Armstrong. Any questions? Mr. Bourque, do you have any questions?

MR. BOURQUE: I wonder if I might have your indulgence for a moment.

THE COMMISSIONER: Mr. Sookram, any questions?

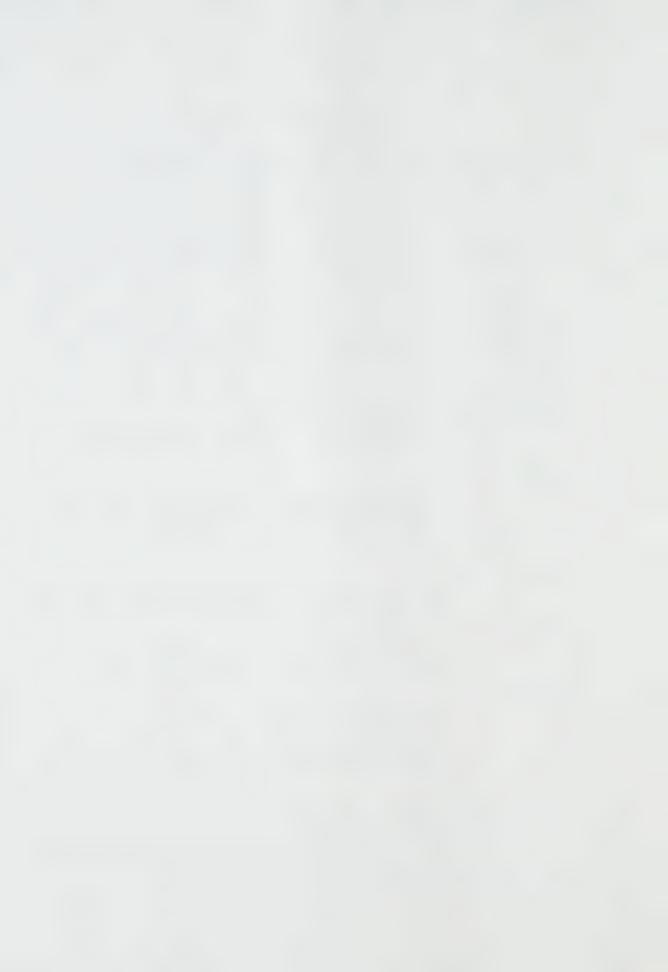
MR. SOOKRAM: Yes.

THE COMMISSIONER: All right, Mr. Sookram.

--- EXAMINATION BY MR. SOOKRAM:

Q. Mr. McKinnon, my name is David Sookram.

I represent the interests of Dr. Astaphan.



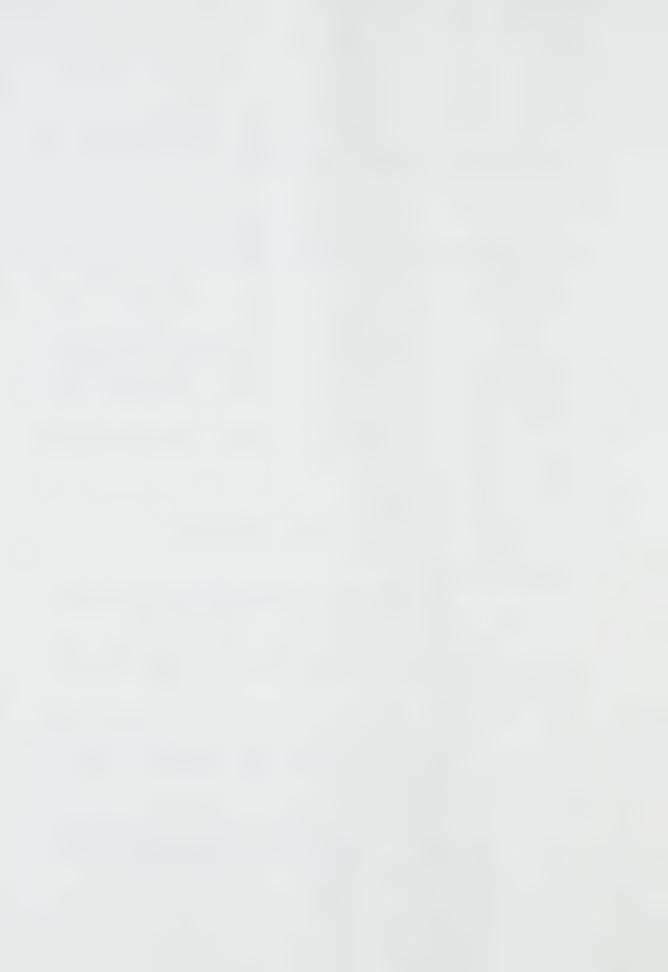
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You told us, sir, that Tim Bethune told you that Dr. Astaphan wanted to meet you?

- A. Correct.
- Q. You accompanied Mr. Bethune to Dr. Astaphan's office, you offered him your hand and he ignored it?
 - A. Correct.
- Q. Did you not think it passing strange that somebody who asked to see you just ignored you like that?
- A. I thought it very strange that he would not take my hand.
 - Q. Yes.
- A. That's why I remember it, it doesn't happen very often.
 - Q. Especially if somebody invited you?
- A. Correct. But I did not receive that invitation from Dr. Astaphan. I received that from Tim Bethune, so --
- Q. Yes. Did it create any doubts in your mind that whether or not Tim Bethune told you the truth that the doctor wanted to see you?
- A. I didn't really think it about quite honesty, but, yes, thinking back perhaps he didn't want to see me. However, I was there.

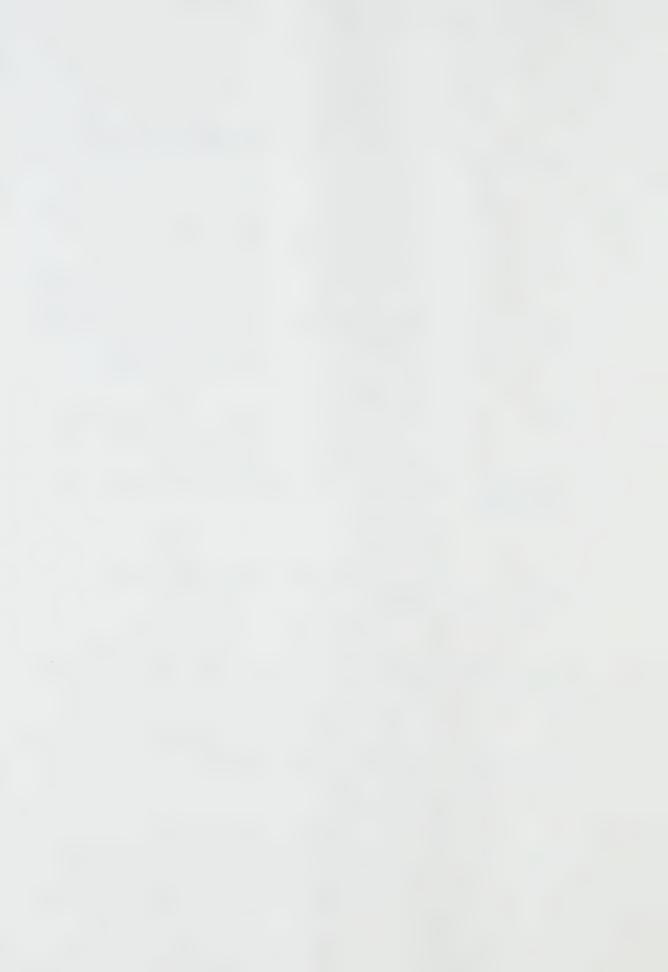


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- Q. Yes. So, Mr. Bethune would have mislead you --
 - A. Correct.
 - Q. -- thinking back on it?
 - A. Yes, he could.
- Q. That the Doctor had no interest in you at all. If I remember your own words, sir, you said you felt at one time like you were a fly on the wall?
 - A. That's correct.
 - Q. Totally unobserved, totally unnoticed?
- A. However, he was going over the things he told me I think would be more directed at myself than Tim Bethune.
 - Q. Yes.
- A. I think he told Tim most things, various things prior to that.
- Q. And I take it, sir, that you didn't want to appear a bad guest, otherwise you might have asked the doctor "You sent for me, now you don't speak to me?"
- A. No, I did not say anything in the whole conversation. It wasn't a conversation, it was a one-way street from Dr. Astaphan.
 - Q. You just felt bad about it?
 - A. I felt bad about the whole situation.
 - Q. Yes. Now, at the time that Mr. Bethune



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and you went to the doctor, Mr. Bethune had already stopped training for several months; is that not correct?

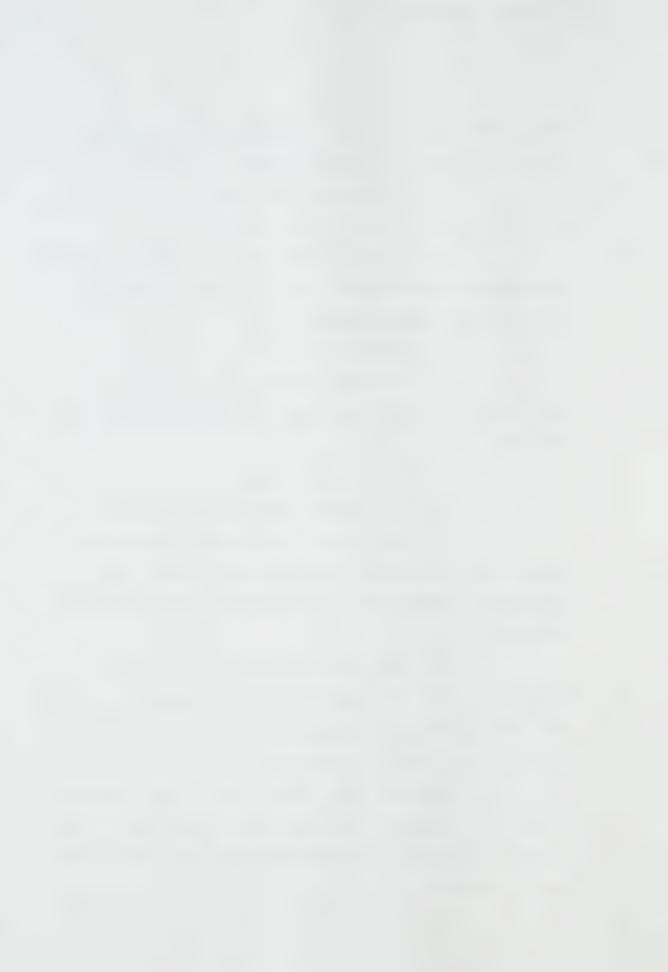
- A. Basically, yes, you are correct. He was very infrequent in his visits to me.
- Q. Yes, he had lost his card, and he had started back on his degree studies. And he was -- he wasn't on the track any more?
 - A. Correct.
- Q. Did not strike you as strange, sir, that since he was not training, he would still be taking steroids?
 - A. More than strange.
 - Q. You weren't coaching him at all?
- A. No, he was coming out occasionally.

 And as a matter of fact, we didn't cover this, the

 consequences of what actually happened with Tim Bethune
 and myself.

He was coming out maybe once every -- I actually have the records here if it is important -- once every week perhaps and sometimes once every -- there was big gaps, long gaps of three weeks.

And, in fact, after one -- I was going on all sorts of things. I Had this get rid of Tim. I felt strongly that something had to be done, this thing had gone far enough.



And one particular session, Tim came out after a three-week break and shattered every personal best he had ever done. He ran 6th by 300 and destroyed another guy I had called Trevor DaSilva. He literally destroyed them on track and ran an average of 37.89 with a three-minute break on a very, very cold November night.

Ran up to me, he was sort of steaming because he had taken his clothes off, although it was very cold, sort of steam coming off this big Tim and said give me five and I will do another six. That was give my five minutes and I am going to do another three-hundredths for you.

Ethically I couldn't take the fact that he had come out and destroyed this kid who had been working so hard with me. Trevor actually ran 47.3 that year. He is a reasonable runner. Tim had come out and destroyed this guy. I basically could not handle this any longer.

- Q. But by that time you knew that Mr. Bethune was on steroids?
- A. Yes, I had been to the doctor's office.

 I was going through all sorts of problems here because

 Tim -- I considered him just about my very best friend,

 and here he was doing this. And I couldn't make head nor

 tail.

You are right, was I confused? Totally.

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Was Tim confused? Absolutely.

So, I had -- we had an argument, Tim and I, in front of a couple of other athletes. Tim, the last I saw of Tim for all these years was he uttered the usual profanity and slammed the door. And I assumed that was his resignation --

- Q. But you had known before that he had stopped --
- A. I am sorry to bring up evidence in your cross-examination. I did want to bring this up during the normal evidence.
- Q. Now, if I might take you back, sir, to the doctor's office. You were there, and you saw the doctor give Mr. Bethune an injection?
- A. Yes, well, I didn't look, I assumed he stuck the needle. I can't --
 - Q. All right.
 - A. Yes.
 - Q. And you saw Mr. Bethune give him \$10?
 - A. Yes.
 - Q. And get some tablets, two sets of
 - A. Yes.
 - Q. Were any of those pills pink?
 - A. I honestly can't remember. What I

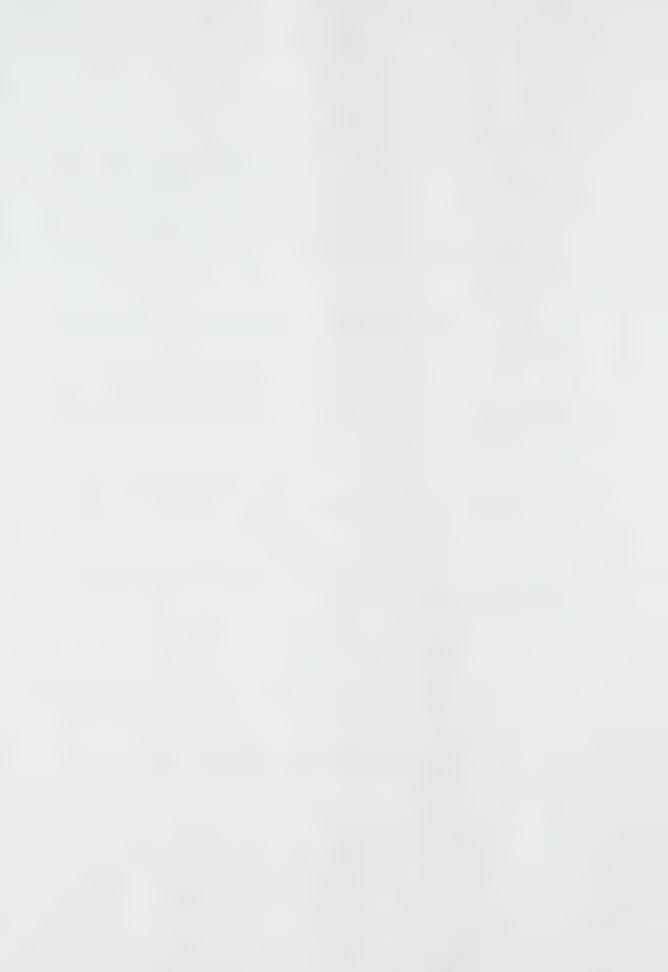
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pills?



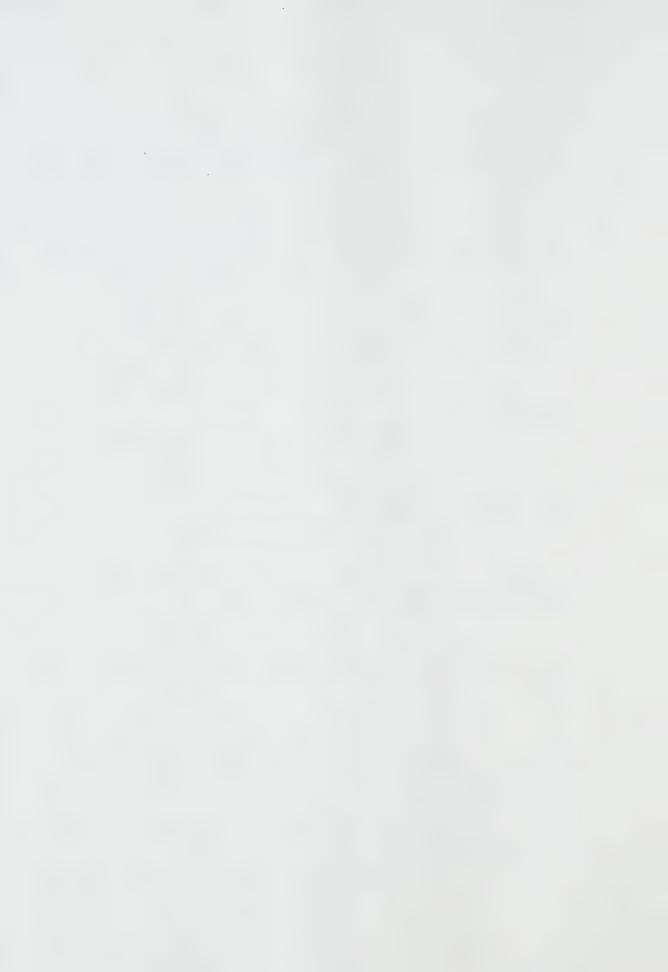
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really remember about the pills and Tim's thing was there was a relatively large red pill, which I have no idea what it was.

- Q. So, when you were there, Mr. Bethune didn't get any pink pills, is that what you are saying?
- A. I don't know. It was a closed envelope. I did not see what Tim received, no.
 - Q. Didn't you want to know?
- A. The whole incident made me sick, quite honestly.
- Q. But you were there for that purpose, to be there to see his doctor, probably to talk to him to find out what Tim Was on?
- A. Sir, I expect my doctors to be somewhat different to Dr. Astaphan. Dr. Astaphan is a type of doctor I have never come across before --
- Q. The whole purpose of your being there was to find out what your athlete was getting; is that not right?
- A. I couldn't join in the conversation with Dr. Astaphan. I -- I was extremely upset at the whole thing. And it was a one-sided conversation. I didn't join in. I was mortified by what was happening. I am sorry, that's me.
 - Q. Why exactly did you go there? Do you



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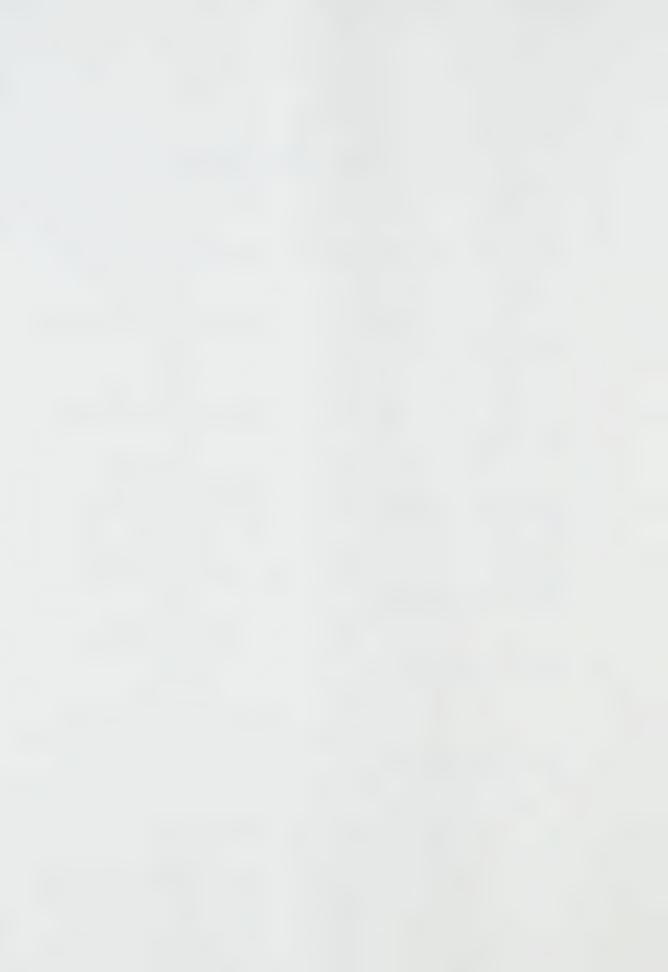
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know why you went there?

- A. Because Tim had asked me. Tim was a very good friend, and possibly my best friend at that time.
 - Q. And Tim asked you to go with him?
 - A. Yes.
- Q. But he also told you the doctor wanted to see you?
 - A. Yes.
- Q. What did you think the doctor wanted to see you about?
- A. Well, I thought perhaps he wanted to discuss the technical merits of whatever he was doing. I expected a sort of very professional straightforward approach. I didn't expect a whole bunch of boistering on how he made Ben Johnson.
- Q. But then in your presence he gave your athlete some pills?
 - A. Correct.
- Q. Two sets. You saw him pour them out of two different bottles --
 - A. And I did not ask --
 - Q. -- into an envelope?
 - A. Yes.
 - Q. And you did not want to know what was



in there?

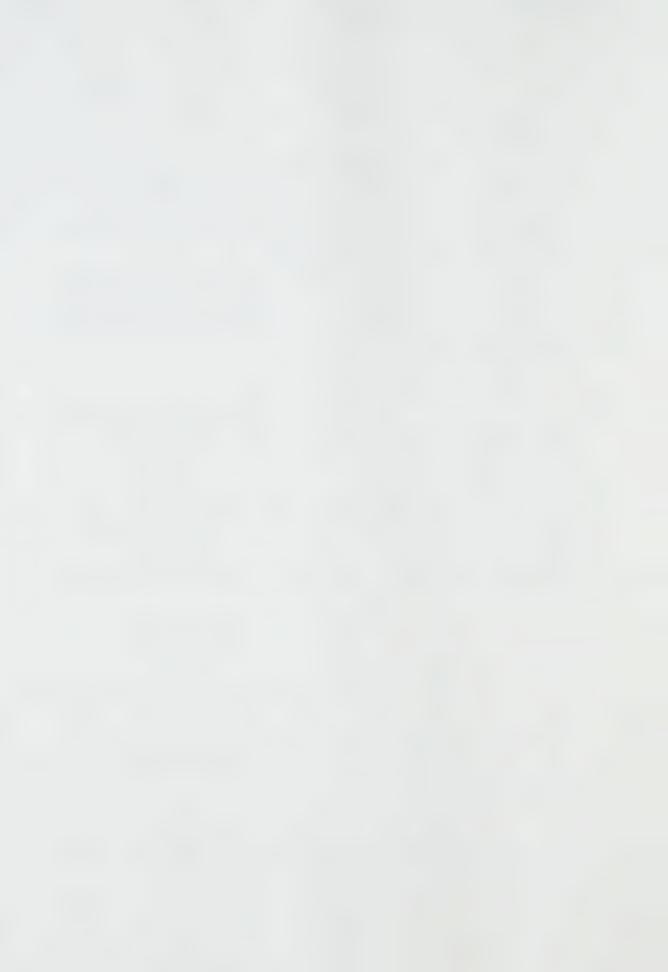
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- A. Frankly, no.
- Q. Then you went home and gave -- subsequently, you gave Mr. Bethune \$20.00 to buy those same pills that he paid \$10 for?
- A. No, I didn't give him \$20.00 to buy.

 Tim asked for \$20.00 after he gave me the envelope full of these pink pills.
 - Q. After he gave you --
- A. I didn't give Tim \$10 prior to that, I gave it on receipt. It was Tim said these cost me \$20.00 and I said here you are.
- Q. Let us get this straight. Mr. Bethune comes out with you from the doctor's office with some pills in an envelope. You didn't look at any of those?
 - A. No --
 - Q. You don't know what they were?
 - A. Correct.
- Q. How did it come about that you ended up with these pink pills?
- A. I think I have explained that previously, haven't I?
- Q. No, it wasn't quite clear to me. Did you ask Mr. Bethune to go and buy some more pills like those given to you by the doctor?



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- A. I wanted to know what they were, and I assumed they would come like from any other doctor I have ever known in a bottle.
- Q. But if you wanted to know what they were, why didn't you look at the envelope he got the first day when you were there?
- A. I -- if it had a pink pill with a Win it, it would have meant nothing to me. Why should that mean something to me?
- Q. You might have seen those same pink pills on the day that you were there in the doctor's office in the same envelope if you had looked?
- A. I didn't look. The whole incident is -- I wanted more to be sick than to investigate.
- Q. So, you are telling us -- sorry, I didn't mean to cut you off.

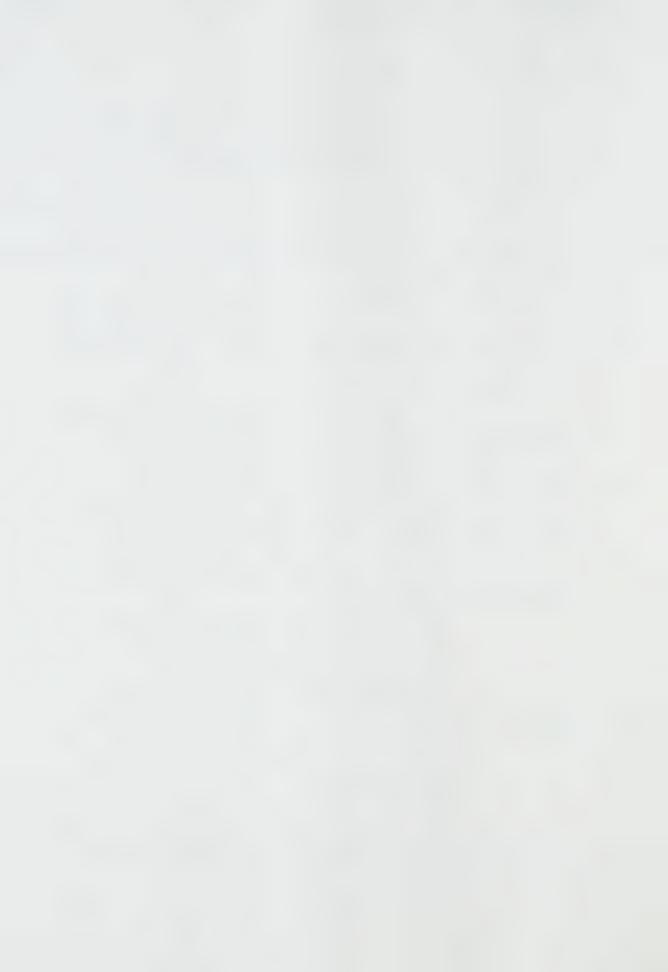
THE COMMISSIONER: No, you didn't.

THE WITNESS: You didn't.

THE COMMISSIONER: He finished his statement, his sentence.

MR. SOOKRAM:

Q. How long after this incident in the doctor's office, how long after that did you ask Mr. Bethune to get you some pills?



- A. Probably about a week.
- Q. Probably about a week. Had he finished his whole supply at that time?
 - A. Had he finished his whole supply?

- Q. Yes. He got two sets in an envelope, had he finished his supply at that time, do you know?
 - A. He was receiving a weekly supply.
 - Q. I see?

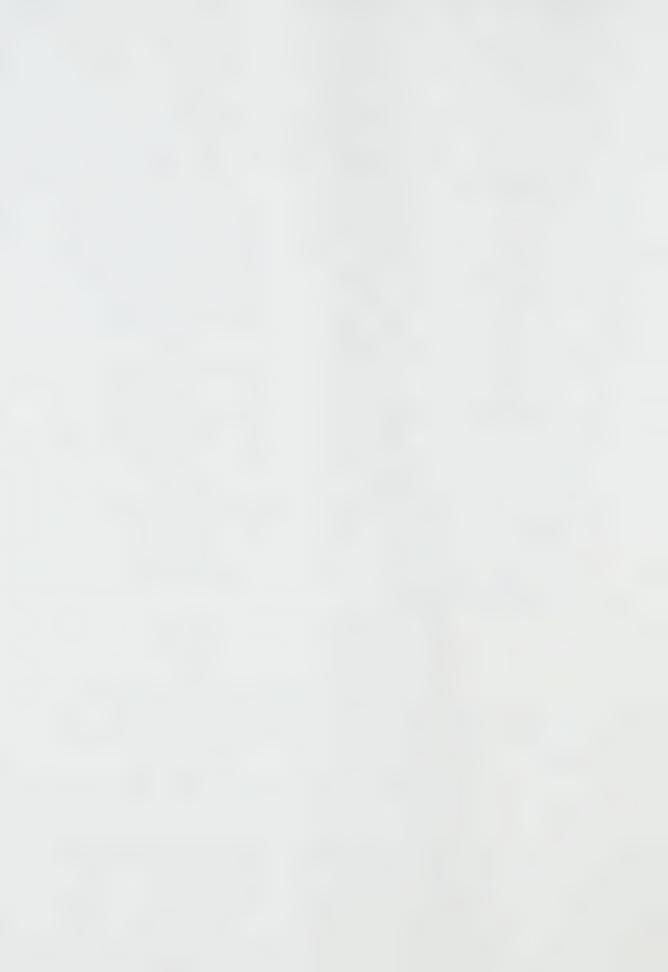
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- A. He went every week and received an envelope full of pills every week from Dr. Astaphan.
- Q. You waited until he finished his supply and said, now, buy me a supply, is that right?
- A. I can't remember saying buy me a supply. I asked him to buy them and if the doctor asked, say they were for me. I don't know whether that's what he said to the doctor.
 - Q. You don't know?
 - A. No.
- Q. When Mr. Bethune came back, did he bring two sets again? One set for him and one set for you?
- A. No, he only brought one envelope for me.
 - Q. This time you paid twice the price?
 - A. Correct. I assumed perhaps it was



twice the pills.

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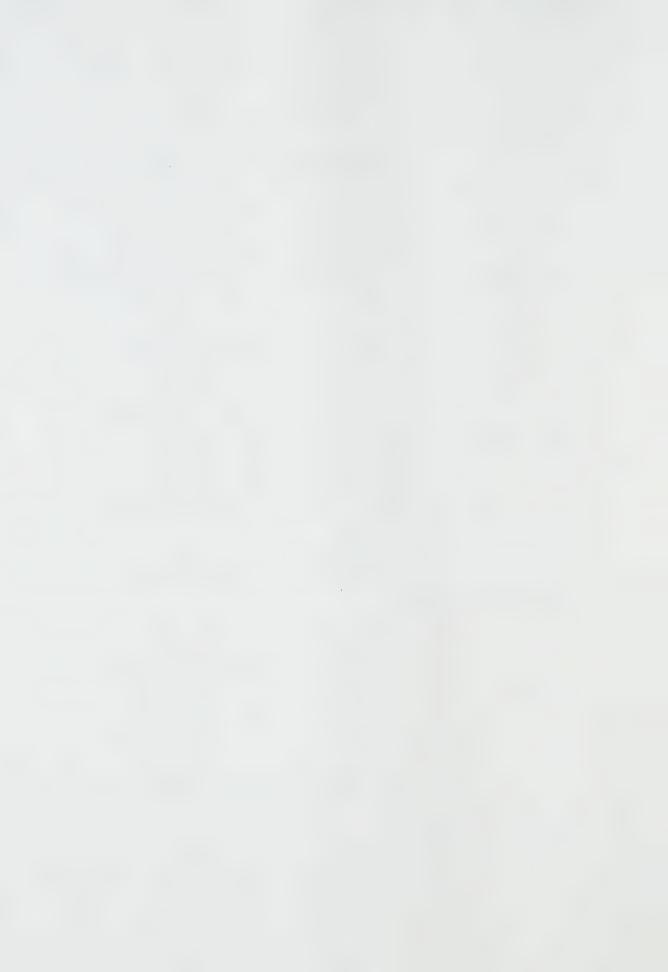
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- Q. How many pills were in that envelope?
- A. I have no idea, I am sorry. I would estimate 30, 50, whatever.
- Q. Are you asking us, Mr. McKinnon, to accept the fact that you bought -- you spent \$20.00 just out of curiosity?
- A. I am not asking you to believe anything. That's what I am saying, that, yes.
- Q. And you didn't look in the envelope at that time to see what kind of pills they were?
- A. Of course I looked in the envelope.

 Yes, of course, I did. They were small pink pills 30, 50, or I have no idea how many.
- Q. Thirty, 50. You saw the W at that same time when you looked?
 - A. Yes.
- Q. And some of the pills fell down on the carpet?
 - A. No.
 - Q. No?
- A. You haven't been listening. This was some time afterwards.
 - Q. Yes?
 - A. That they were knocked down either by



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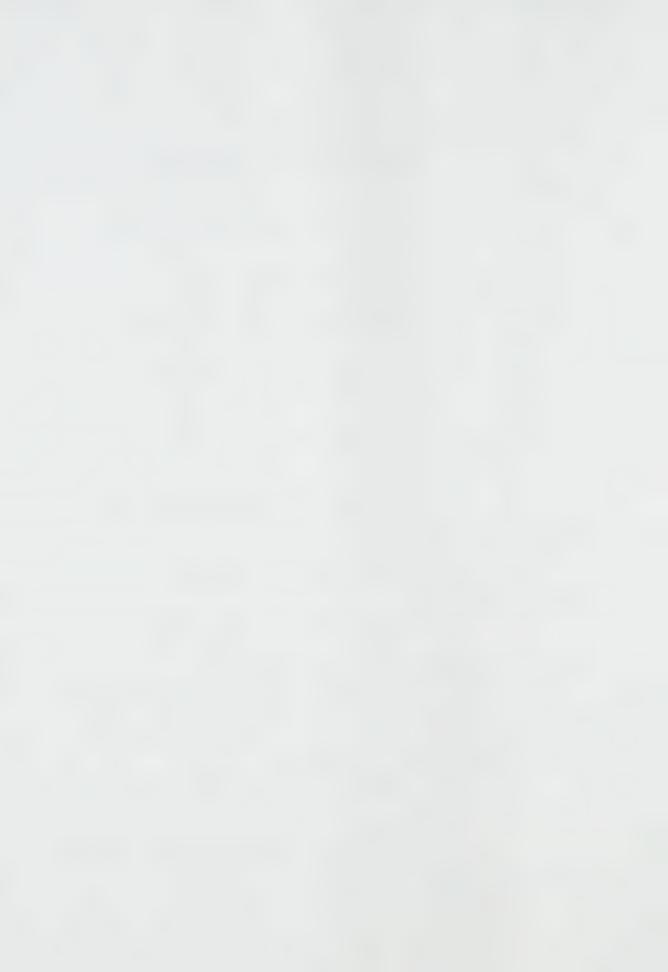
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the cleaning women or my children.

- Q. You left them on the envelope on your desk?
 - A. Yes, it was an open envelope.
 - Q. Yes?
 - A. It was just on the corner.
 - Q. You never bothered to seal it?
 - A. No.
 - Q. You kept it there for how many years?
 - A. Years?
 - Q. Three years?
 - A. Hardly.
- Q. When were they knocked down, roughly? When were they knocked down?
- A. I would estimate may be two months after receipt.
- Q. Two months. And one got knocked down from the top of the desk into the drawer?
- A. No, many got knocked down from the top of the dresser -- from the top. The drawer is somewhat similar to this desk, it comes out.
 - Q. The drawer was left open --
 - A. Yes.
- Q. -- when the thing -- when the envelope was knocked over?



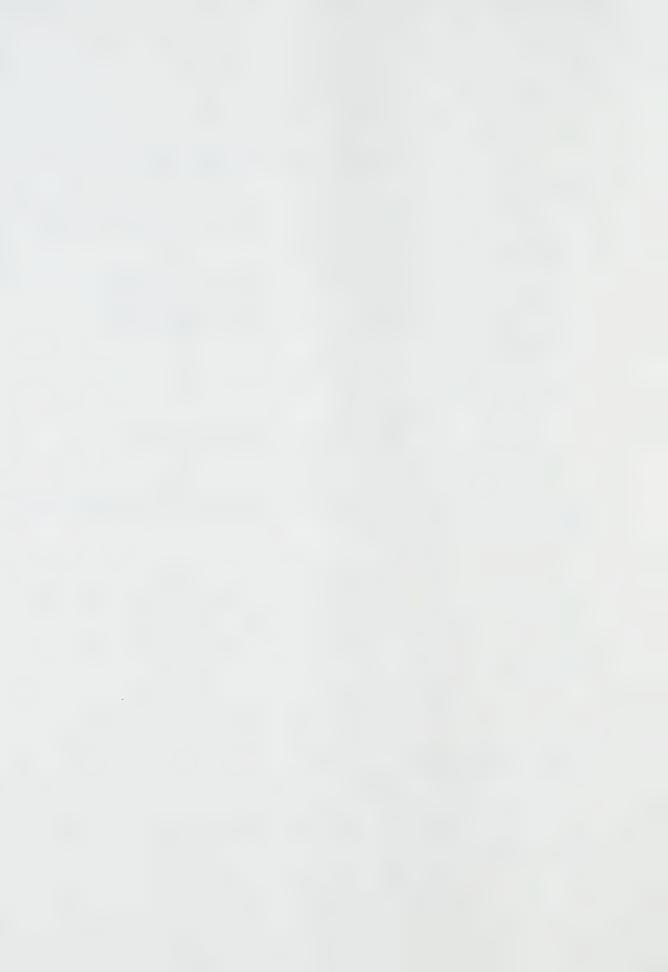
- A. Correct.
- Q. And just one left got stuck in the drawer?
- A. Correct. Sometimes the truth is a bit stranger than concocted fiction.

THE COMMISSIONER: You just answer the questions, Mr. McKinnon, and leave the argument to somebody else.

10 MR. SOOKRAM:

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- Q. Mr. McKinnon, when you saw the television program about this Inquiry, you decided to -- you told us you decided to search to see if you could find one of the pink tablets?
 - A. Correct.
- Q. Did you know at the time that there had been a lot of evidence here that the pink tablets were Winstrol?
 - A. Correct.
- Q. And that they were used for human beings and animals as well?
 - A. Correct.
- Q. And that they made no difference what they were --
- 25 A. No.



step.

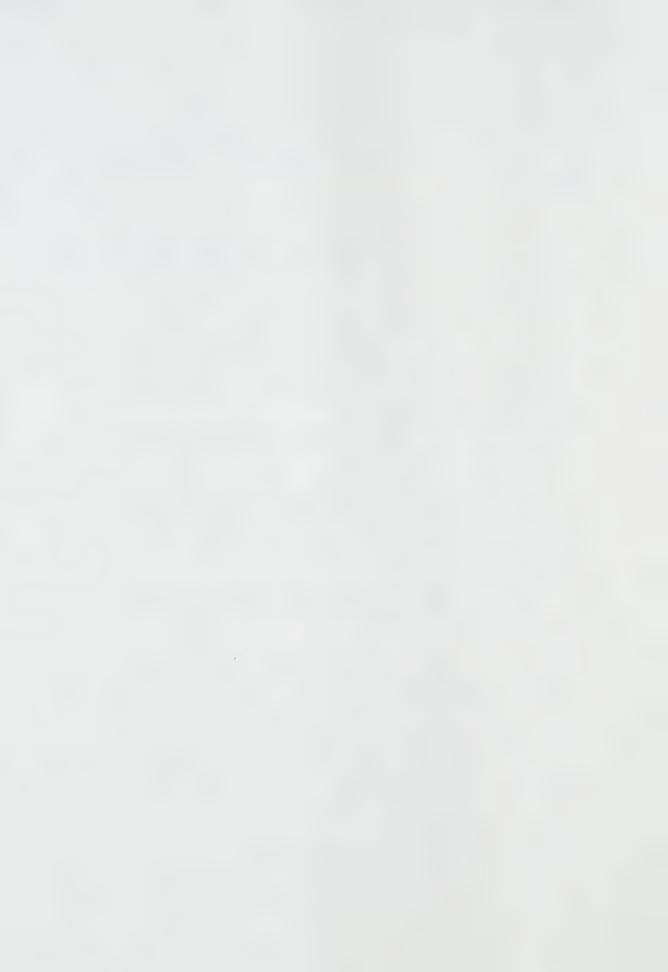
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- Q. -- because the substance was the same?
- A. I am not saying -- let's go back a
 - Q. Yes?
- A. At that time I thought that was very important.
 - Q. Oh, you thought?
- A. Because I thought this was a Winstrol -- Winstrol V as against the ordinary one. That's why I brought --
 - Q. At the time you didn't know?
 - A. Correct.
- Q. I see. You sat on these tablets from October, I think you said it was, October '85 until May 1989?
- A. How did you ever come up with I sat on the tablets?
- Q. I didn't mean literally sat on the tablets like a hen sitting on an egg. I meant you had them there. What were you hoping to do with them?
- A. I had them there for approximately two months on the end of desk. I had no idea what I was going to do with them.
 - Q. You had no idea?
 - A. No. As I said previously, I wouldn't



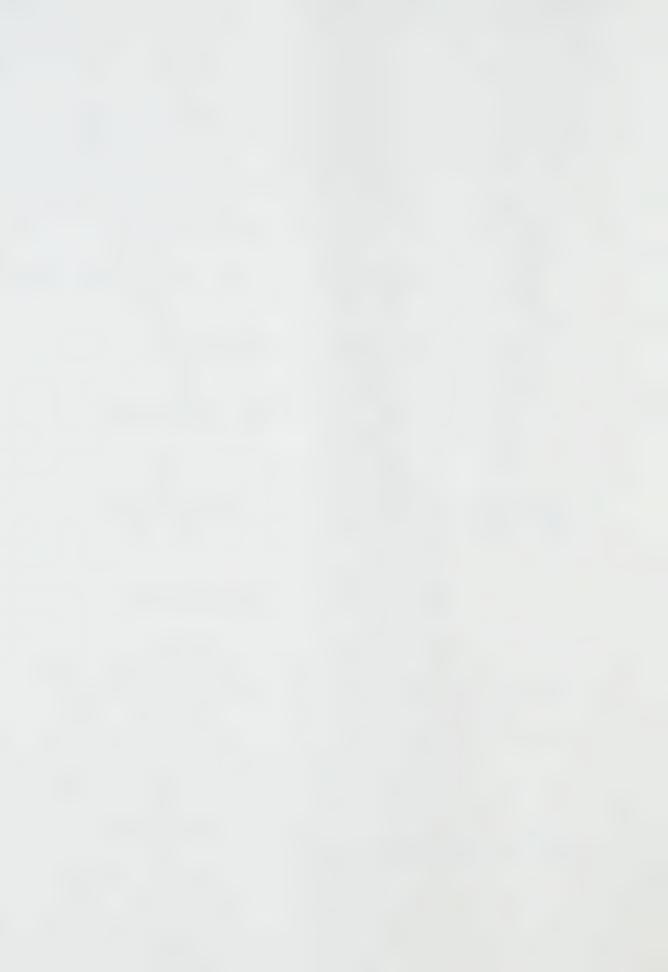
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give them to my cat, however perhaps the cat got them off the floor when they were on there.

- Q. After you had seen Mr. Bethune wipe -- literally wipe the track with one of your prize athletes --
- A. One of my athletes; he wasn't the prize one.
 - Q. One of your athletes --
 - A. Tim was the prize.
 - Q. -- who had been training very hard?
 - A. Correct.
- Q. Did it not cross your mind that you probably could have given those athletes some of those pink tablets and let them perform like Mr. Bethune?
 - A. Absolutely not.
 - Q. It didn't cross your mind?
 - A. No.
- Q. You are telling us now that you never ever gave any of the athletes training with you any of those pink tablets?
 - A. Absolutely not.
- Q. And you are telling us now that those pink tablets had all been thrown in the dustbin save one, which you gave to Mr. Armstrong?
 - A. Correct.



- Q. And you told us I think that they were between 30 and 50?
 - A. Just an estimate.
 - Q. Just an estimate?
- A. Perhaps Dr. Astaphan could tell you how many there were.
- Q. Did you tell the newspapers, sir, at the time when this, during this Inquiry, did you ever tell the newspapers that you had some tablets which you were going to bring into the Commission?
 - A. I said I had one.
- Q. You didn't say to the newspapers "some tablets"?
 - A. No.
- Q. So, the newspapers were wrong when they wrote that?
 - A. Yes.
- Q. Mr. McKinnon, are you sure that the tablet you brought to Mr. Armstrong wasn't one which you got down Bloor Street?

THE COMMISSIONER: Where?

MR. SOOKRAM: Bloor Street.

THE WITNESS: Sir, I am insulted --

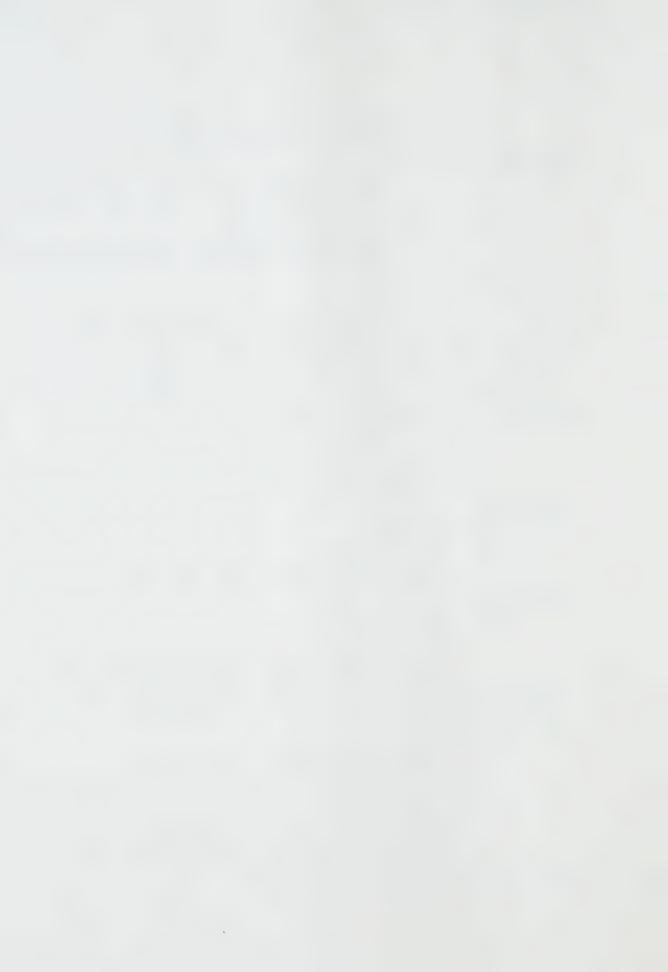
MR. SOOKRAM: There are some doctors on Bloor Street who will provide them.

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THE COMMISSIONER: I see, all right. Just ask him where he got them. He says -- what's the answer to that?

THE WITNESS: I consider that an insult, the question.

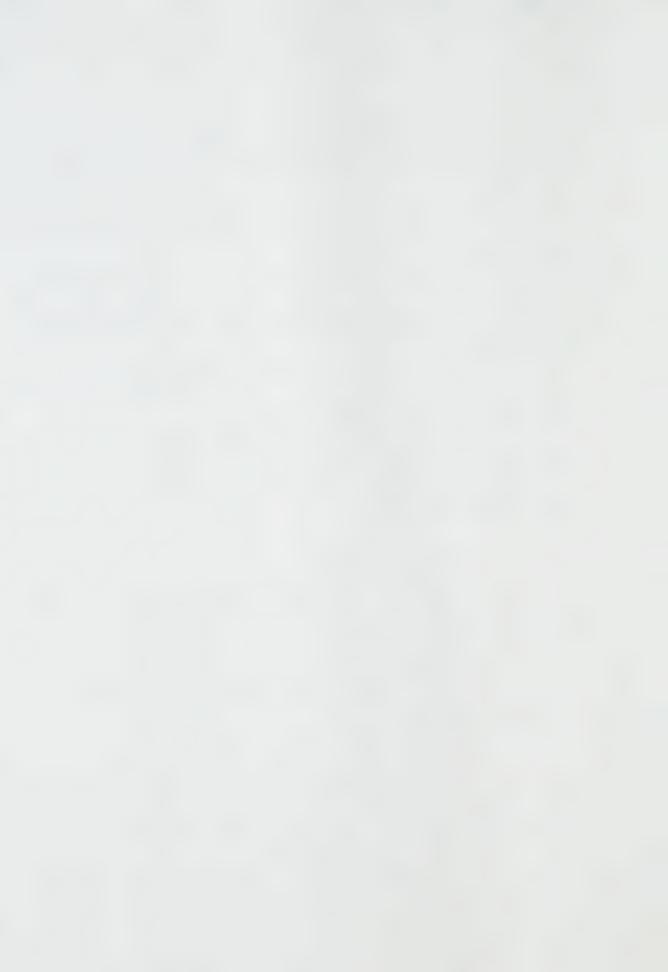
THE COMMISSIONER: Well, I don't understand the question myself, but Bloor Street, it is a big street in Toronto.

MR. SOOKRAM: I was trying to be judicious in not mentioning doctors' name.

THE COMMISSIONER: Then don't do that, Mr. Sookram, unless you have evidence that he got the tablet from some other doctor.

MR. SOOKRAM:

- Q. Mr. McKinnon, the tablet that you gave to Armstrong you are telling us came from Dr. Astaphan?
 - A. Yes.
 - Q. That is what you were told by Mr.
- Bethune; is that right?
 - A. Yes.
- Q. You have no a way of knowing whether Mr. Bethune got those tablets from Dr. Astaphan?
 - A. That's correct.
 - Q. Do you know, sir -- I beg your pardon.



THE COMMISSIONER: Pardon?

MR. SOOKRAM: I thought you were objecting to something, sir.

THE COMMISSIONER: I don't object until I hear the question first.

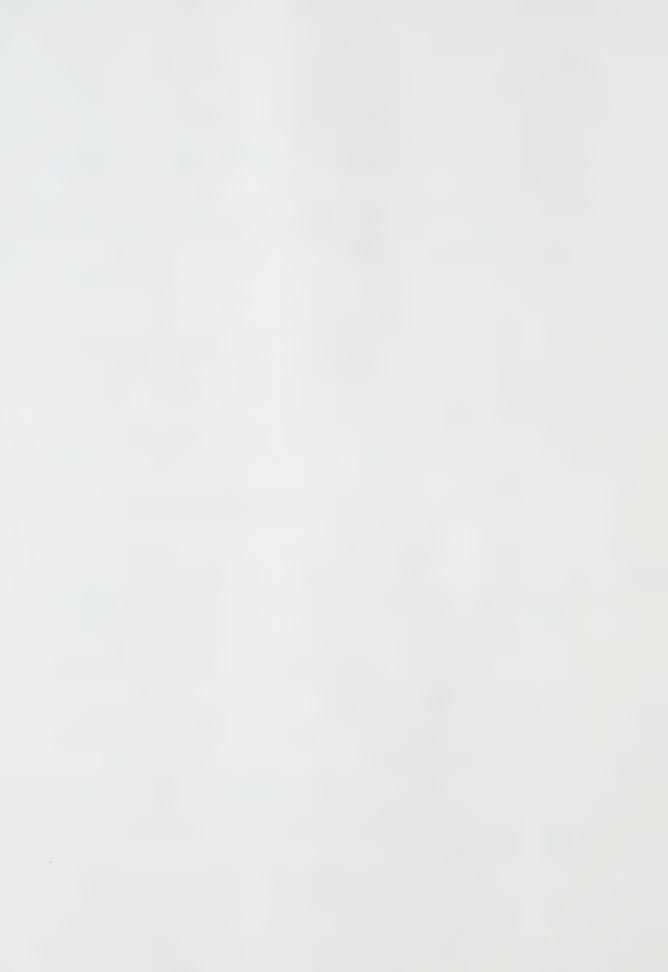
MR. SOOKRAM:

- Q. Do you know, sir, that there are several doctors who can prescribe and who have prescribed similar tablets to athletes?
- A. No, I don't quite honestly -- I know of no doctor.
 - Q. You personally know of none?
 - A. Correct.
- Q. All right. Are you aware, sir, that in athletics lots of -- before this Inquiry started, were you not aware that lots of athletes took steroids?
- A. Dr. Astaphan had supplied me with the information to that effect, yes.
- Q. You hadn't heard anything before you spoke to Dr. Astaphan?
- A. No. There were very many insinuations, but there was no concrete evidence prior to me talking to Dr. Astaphan.
 - Q. Talking to Dr. Astaphan is not

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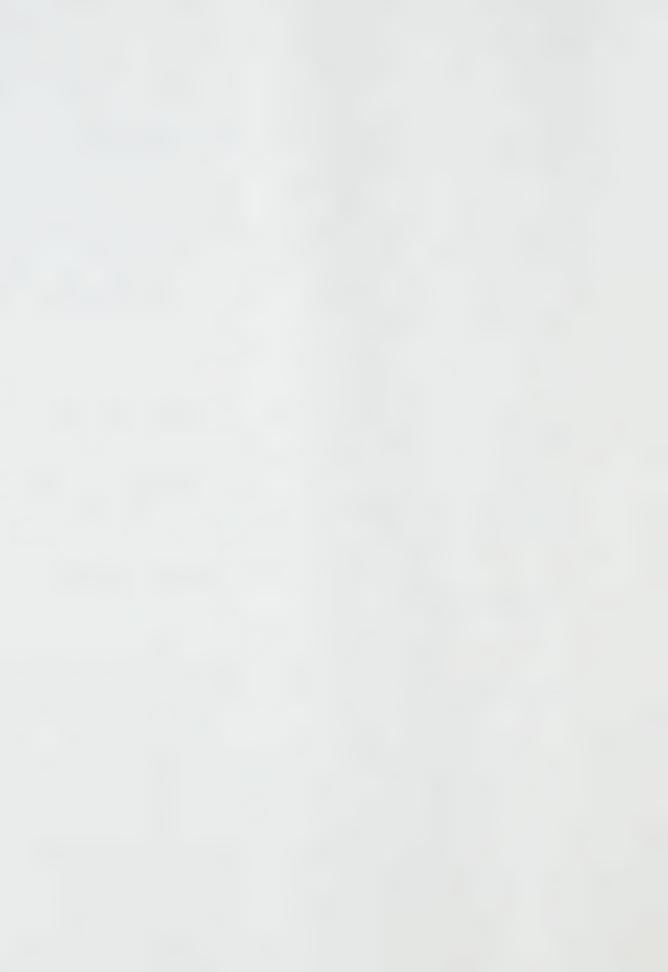
evidence, sir, with all respect. Is it? That's his opinion. Is that evidence?

THE COMMISSIONER: Not if he said he actually gave drugs to somebody. That would be an admission by Dr. Astaphan that he gave the drugs?

THE WITNESS: If you want to call your client a liar, fine.

MR. SOOKRAM:

- Q. Did you hear from anybody else that drugs were being used by athletes?
- A. There were many insinuations directed towards Charlie's athletes, although at no time prior to 1986 did I ever talk drugs with Charlie Francis.
- Q. But this incident with Dr. Astaphan occurred in 1985?
 - A. Very late '85, yes.
- Q. And prior to going to Dr. Astaphan you had heard rumors that drugs were being used in athletics?
 - A. Yes.
- Q. Did you hear anything about any of the persons who supplied the drugs or manufactured the drugs?
 - A. No.
- Q. No. Would it surprise you, sir, that on a phone call, on a phone call, somebody can get the



Winstrol tablets you produced?

THE COMMISSIONER: I don't think it's very important whether he is surprised or not, Mr. Sookram. How does that add? Was he surprised, he says yes he was surpised, or no, he was not surprised. It doesn't mean anything.

MR. SOOKRAM:

Q. Mr. McKinnon, I put it to you, sir, that you could have got those tablets on a phone call, the one tablet you gave to Mr. Armstrong.

THE COMMISSIONER: Ask him if he did, Mr. Sookram.

MR. SOOKRAM:

- Q. Did you get those tablets on a phone call?
- A. Why would I compromise myself bringing one tablet. Wouldn't it have been a little bit more effective if I brought a whole bunch.
- Q. Well, sir, only you, only your word we have got as to what happened to the rest of the tablets?
 - A. Well, sir, I happen to be --

THE COMMISSIONER: He's given -- please.

You have pursued that, Mr. Sookram, and you have been --

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you have gone over that time and time again. I think you should go on to another question.

MR. SOOKRAM: Very well, sir.

THE COMMISSIONER: You have covered it.

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MR. SOOKRAM:

Q. I don't have the tablet that you gave to Mr. Armstrong.

THE COMMISSIONER: Are you going to give evidence now, Mr. Sookram?

MR. SOOKRAM: I would want him to identify this as the one that he gave to Mr. Armstrong, if he can. If he can't, he can't.

THE COMMISSIONER: Well, Mr. Armstrong tells me that the one he has has been analyzed as Stanazolol. And we don't have the tablet, do we?

MR. ARMSTRONG: I understand it was obliterated in the test. Is there something in here?

MR. SOOKRAM: I didn't see that evidence, I am not obliged to see it either. I appreciate that, but if this gentleman knows what the tablet --

THE COMMISSIONER: Mr. Sookram, there's been full disclosure made to all counsel. If there is been an oversight, we will correct it.

Do we have a tablet there, Mr. Armstrong?

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We have a certificate.

MR. ARMSTRONG: We have a certificate. And we have an envelope in which inside of an envelope is a note on the envelope that says "received from Coach McKinnon, 4th of April '89, 10:33 a.m., at 1235 Bay Street", Gary McQueen's signature on it, one of Commission investigators. And McQueen has told me that the tablet was obliterated in the test.

THE COMMISSIONER: Well, I suspect when they are testing it --

MR. ARMSTRONG: I mean they are just tiny little tablets as everybody has seen.

THE COMMISSIONER: I think we should file that certificate as an exhibit if you are going to refer to it.

Go ahead, please, Mr. Sookram.

MR. ARMSTRONG: I will do it later.

MR. SOOKRAM: I take it we haven't got the original tablets.

THE COMMISSIONER: No, we haven't because it's been analyzed and I think that destroyed the tablet in the analysis.

MR. SOOKRAM:

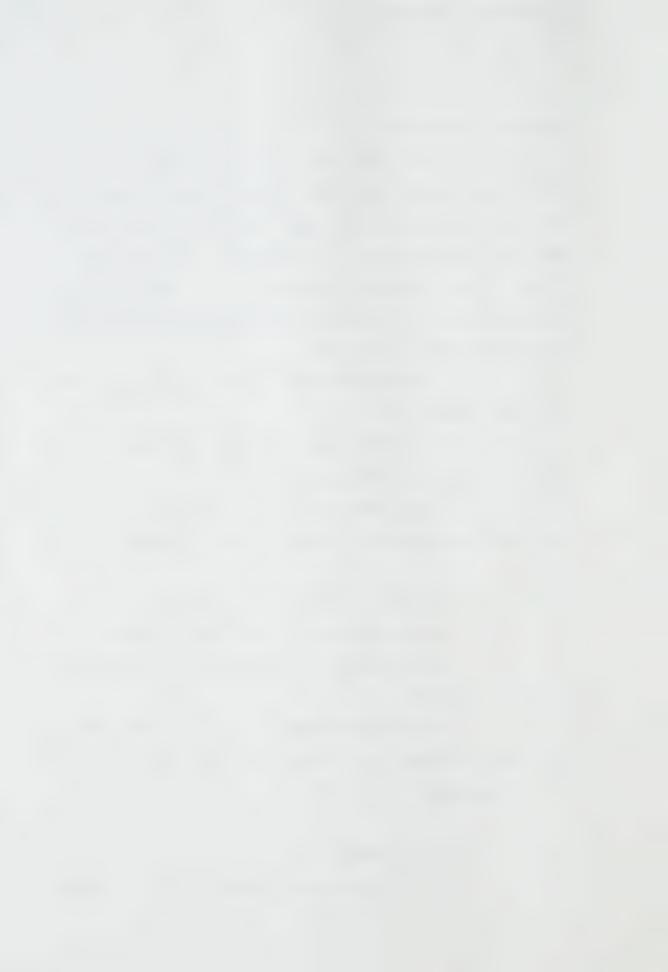
Q. This may be similar to it. I believe

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it is. Could you please have a look at it, my eyes are not very good. I'don't know if I can see the W. I asked a friend of mine there to see if it has got at W. It looks like some raised writing to me.

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- A. No, I can't see.
- Q. You can't see it either.

THE COMMISSIONER: Well, Mr. Sookram, we know there are a lot of Winstrol tablets. We know a lot of Winstrol V tablets, they are made by Winthrop, sold by Sterling?

THE WITNESS: I think that the W on the pill I gave was actually in to it rather than extending from the pill.

MR. SOOKRAM: Rather than raised.

THE COMMISSIONER: Well, you dropped one,

Mr. Sookram.

MR. SOOKRAM: I can't afford to loose these. I need to take them later on.

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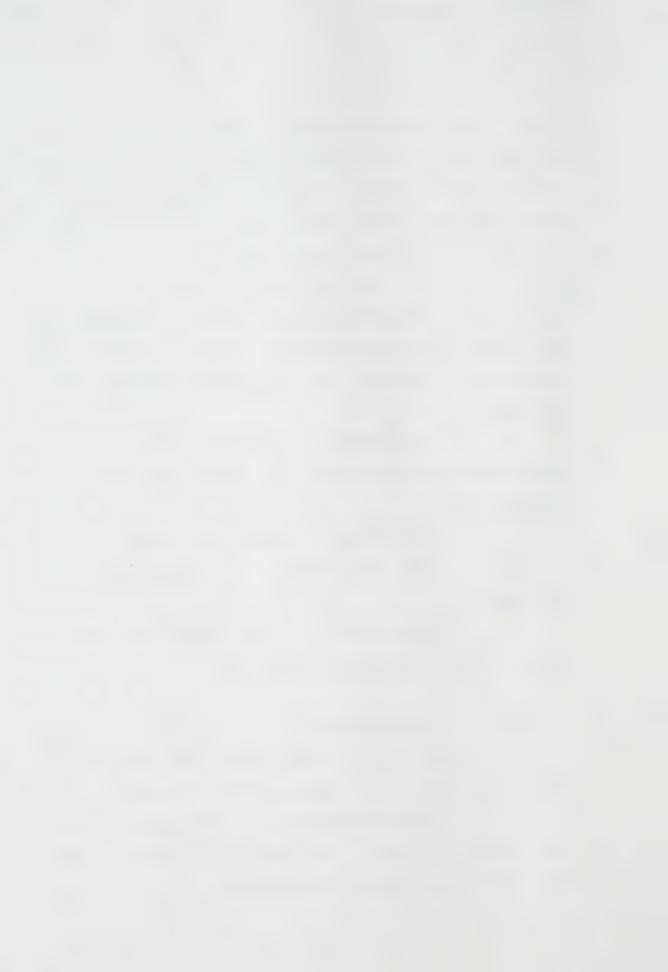
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MR. SOOKRAM:

Q. So, you are saying, sir, that the tablet you gave to Mr. Armstrong was this color?

THE COMMISSIONER: Mr. Armstrong showed him the exhibit. He said it was identical to what he gave him from one of the bottles we have here.



MR. SOOKRAM: That's right, sir.

MR. SOOKRAM:

Q. But whereas these have got a raised letter -- is it raised?

THE COMMISSIONER: I don't know where this is taking us, Mr. Sookram. There are a lot of Winstrol tablets manufactured by Winthorp, sold by Sterling. We have got bottles of them here. Obviously you can get Winstrol tablets or you used to be able to get them anyway from Sterling drugs.

MR. SOOKRAM: The point I am making sir, we don't need to get them from Sterling Drugs, we can get them anywhere. So could this gentleman.

THE COMMISSIONER: Well, that's what you are saying. Please, now, don't give evidence, Mr.

Sookram. I have been quite lenient and patient as I am trying to --

MR. SOOKRAM: Thank you, sir.

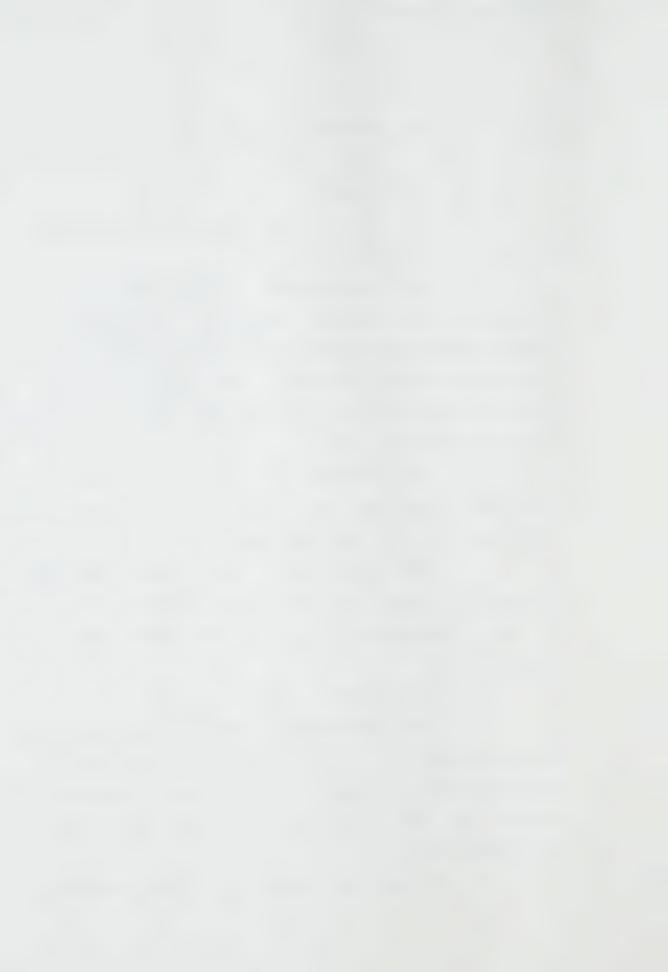
THE COMMISSIONER: What he is saying is that Mr. Bethune went to -- Mr. Bethune told him he got these tablets from Dr. Astaphan. He didn't see Dr. Astaphan himself. He took the words of Mr. Bethune that's where they came from.

I think Mr. Bethune has already testified to

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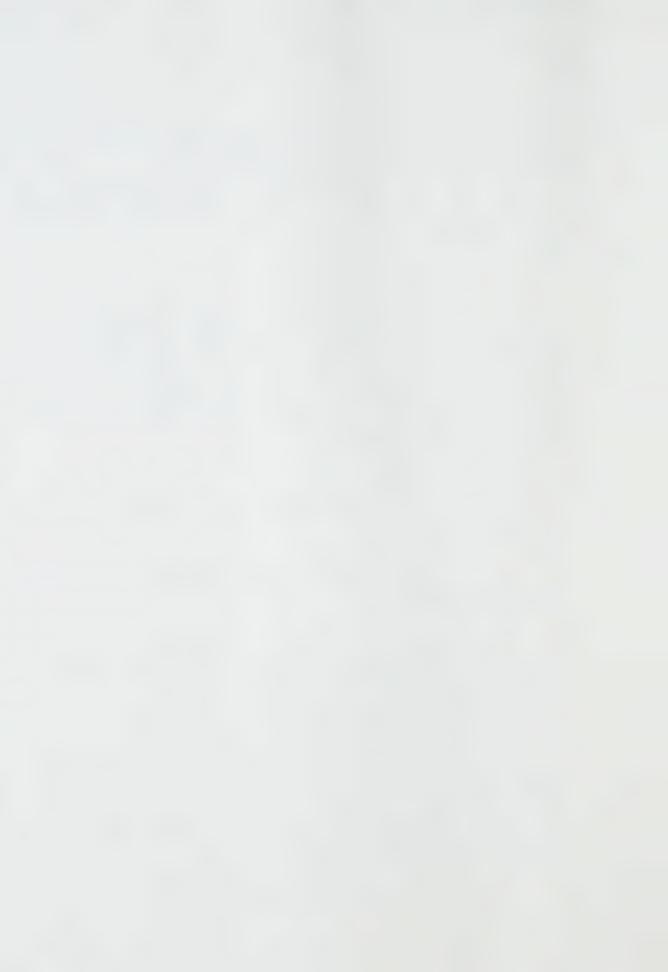
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that effect, and he explains what he says happened to the tablets and one fell down he picked one up.

So, there you are, you can argue about that later I think.

MR. SOOKRAM:

- Q. Mr. McKinnon, on the -- I just want to get this last bit tied up. On the day when you went with Mr. Bethune to Dr. Astaphan, can you remember, I know it is a long time ago, the tablets that were given to Mr. Bethune in your presence --
 - A. No.
- Q. -- two sets, can you remember if any of them were pink?
- A. I can't. I just remember a red, that's my recollection.
- Q. All right. How long after this incident, this incident with you going with Mr. Bethune to Dr. Astaphan's office, how long after that incident did you mention the circumstances to Mr. Francis?
- A. It would be relatively early in the indoor track. At the time, my group, we suffered in the cold until the end of November. So, it was usually December the 1st or thereabouts when we --
 - Q. Just about a month or two?



- A. Yes.
- Q. By that time you had got your own supplies?
 - A. What?
- Q. Or hadn't you got the lot from Mr.

Bethune yet?

- A. Yes, I had.
- Q. Did you tell Mr. Francis at that time that I have got evidence in my hand that --
- A. I hardly phrased it that way, no. I said that I had -- I assumed that Charlie would know everything that happened with Dr. Astaphan any --
 - Q. You assumed?
- A. They were obviously in close communications.
- Q. But you didn't tell him that you yourself got a supply of Winstrol?
 - A. I did.

THE COMMISSIONER: He did, and I think he said he indicated to Mr. Francis that he would -- that he would -- they could be for himself or some of those words when asked.

THE WITNESS: Or words to that effect, yes.

THE COMMISSIONER: Yes.

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MR. SOOKRAM:

Q. Were you ever attempted to try one of these?

THE COMMISSIONER: Pardon?

THE WITNESS: At 45?

MR. SOOKRAM:

Q. Yes?

A. No.

Q. Mr. Bethune tried it, you said, and he wasn't running any more? He wasn't competing any more?

A. He wasn't competing any more. He certainly wouldn't have competed with me any more.

Tim seemed to be going under -- was under great duress at the time and stress financially and many other ways. And our relationship was beginning to crumble.

MR. SOOKRAM: Thank you very much, sir. I have no further questions.

THE COMMISSIONER: Thank you. We will adjourn now until 2:15. Would that be satisfactory?

MR. ARMSTRONG: Yes, thank you.

THE COMMISSIONER: Until 2:15.

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--- Upon resuming.

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THE COMMISSIONER: Mr. Pratt?

MR. PRATT: Yes, thank you.

EXAMINATION BY MR. PRATT:

- Q. Good afternoon, Mr. McKinnon. My name is Alan Pratt and I represent Charlie Francis. I'd like jut to take you back briefly to the incident that you told us about earlier relating to Mr. Bethune and his T-shirt or sweatshirt, was it?
 - A. Right.
- Q. It had on the front of it, 'Dianabol, breakfast of champions'?
 - A. That's correct.
- Q. You said that Mr. Francis became very upset and ordered Mr. Bethune to remove it?
 - A. That's correct.
- Q. Now, as I understand it, sir, this took place in a training camp in Colorado Springs?
 - A. That's correct.
- Q. In 1983. And could you tell us a bit about that facility? What is that facility in the Colorado Springs?
- A. It's the US national training camp for the Olympic Games.



Q. I don't know if you're ---

THE COMMISSIONER: Is that working?

MR. PRATT: Audible there, but -- I think I know what you said, but....

THE COMMISSIONER: You're on your own microphone now.

THE WITNESS: Okay-doke. It's the US training camp for the Olympic squad.

MR. PRATT:

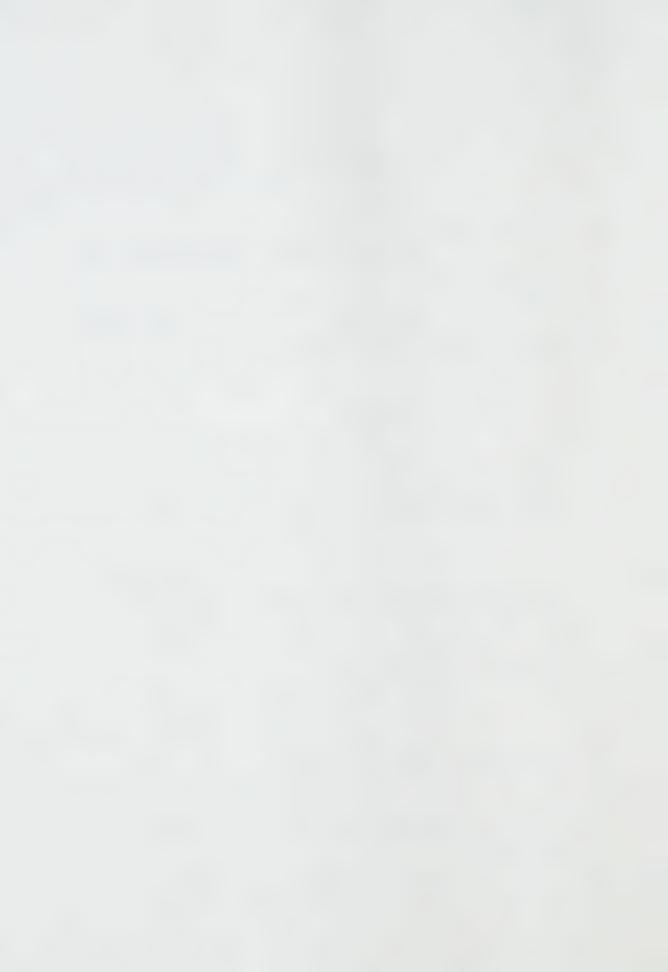
- Q. All right. So I take it then that in addition to the Canadian team, there would have been a great many United States athletes on the premises as well?
 - A. That's correct.
- Q. And isn't it true that the reason that Mr. Francis was so upset was that he felt that this would create a very bad impression of the Canadian athletes in the eyes of the Americans?
 - A. That could be, yes.
- Q. But you didn't talk to him specifically about that or why he was upset?
- A. Well, there was actually a small meeting at that time and Gerrard was present with Charlie and myself.
 - Q. You mean on the subject of Mr.

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Bethune's shirt?

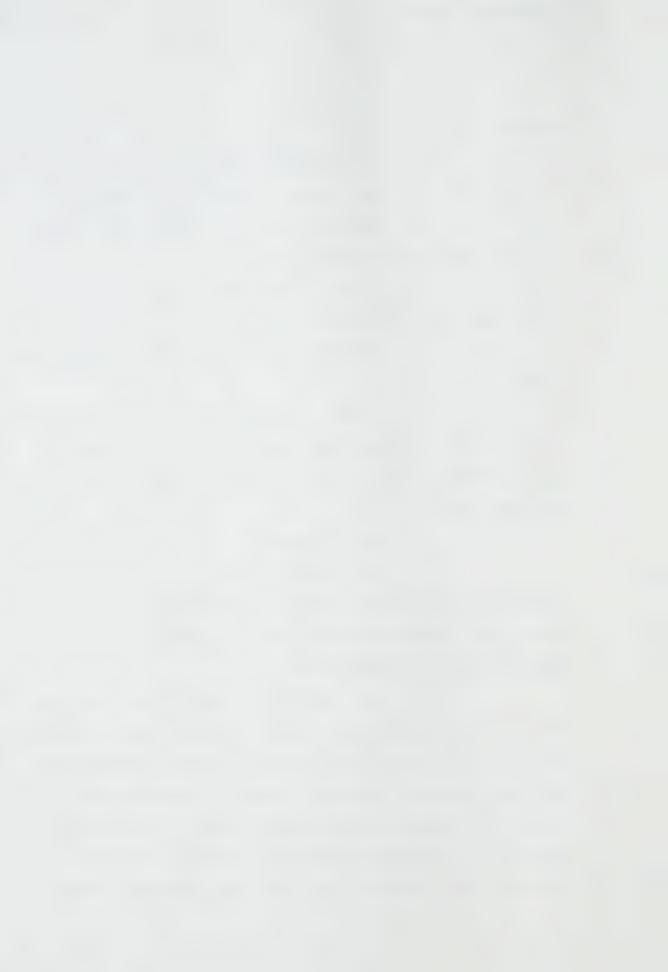
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- A. On the subject of Tim's T-shirt.
- Q. All right. I take it Mr. Mach was ---
- A. Amongst many other things, by the way. It just happened to be mentioned.
- Q. I take it Mr. Mach wouldn't have be very happy about it either?
- A. He made very few comments if I remember right.
- Q. I see. I wonder, sir, if you remember at that same training camp, you were there, I think, in your capacity as the 4×400 hurdles co-ordinator for the national team?
 - A. That's correct.
- Q. And I take it that you had some difficult experiences there which we probably don't need to go into and that led you into considering resigning from that post, is that right?
- A. Yes, and I was trying to mention that earlier in the help that Charlie had given me. We had a confrontation between two Canadians coaches in front of the whole American squad of coaches. Sometimes they forget that they're representing Canada. I have always been sort of very nationalistic. I guess I'm more Canadian than Canadian and I got very upset that they had



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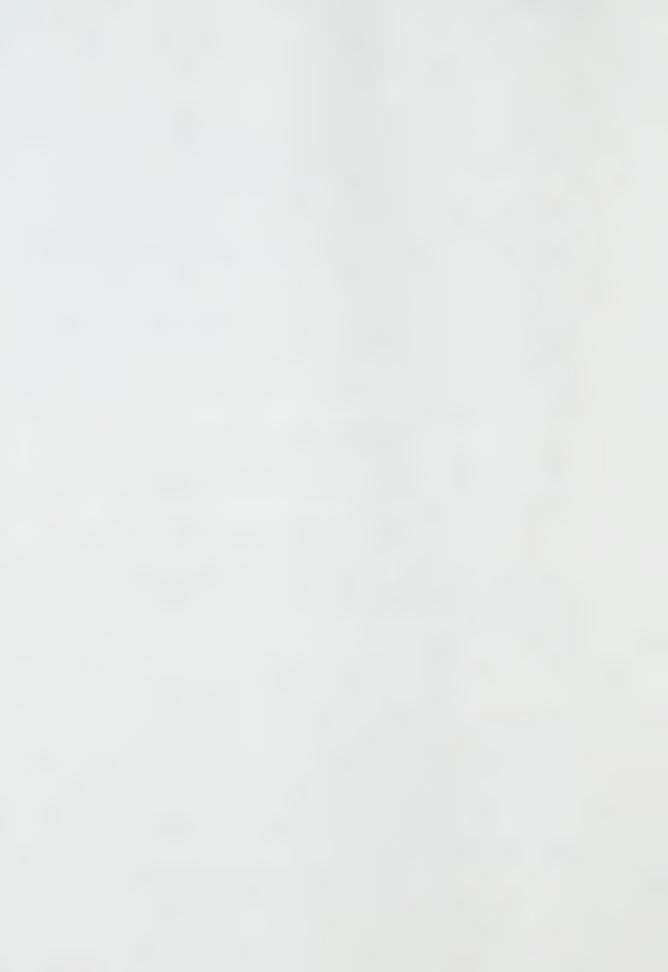
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literally -- there really wasa total and complete disaster and I was supposed to be in charge of it.

But typical with CTFA, I had all the responsibility but zero authority. So I said to Charlie, that is it. I want no more to do with Canadian Track and Field and I left the camp. And I was followed by Charlie who did everything in his power to pursuade me to stay in the sport. Charlie's idea was, if you go, Brian, you're just going to turn it over to them. So, yes, Charlie kept me in the sport.

- Q. And he told you that you had a great deal to offer in his opinion and you believed that?
 - A. Yes.
- Q. Okay. Not to be immodest. You mentioned that Mr. Francis became a friend of yours and that you considered him a good coach and that he was helpful to you?
 - A. And as good friend.
- Q. And a good friend and that, in particular, it's my understanding that you had a, especially, a great amount of discussion about the recovery and regeneration involved in a very high performance elite athlete such as Ms. Bailey or some of the other Mazda athletes?
 - A. Not some of the Mazda athletes. In



regards to Ms. Bailey, yes.

- Q. Specifically in regards to Ms. Bailey?
- very, very fast times and at that time I decided to go for one more. We did one more and we did some starts, too many, according to Charlie and he was right, sure, and he corrected me there. Although, I think I would have found that out anyway. But, however, he did watch our sessions very carefully.
 - Q. And he did provide some helpful advice?
 - A. Absolutely.
- Q. Now, just -- I'd like next to turn to the conversations you had with him, I believe, in the early part of 1986 after you had been to see Dr. Astaphan and you described his reaction to what you told him as non-chalant, I think?
- A. Yes, I did. I could only assume that he knew -- I could only assume he knew I had been to Dr.

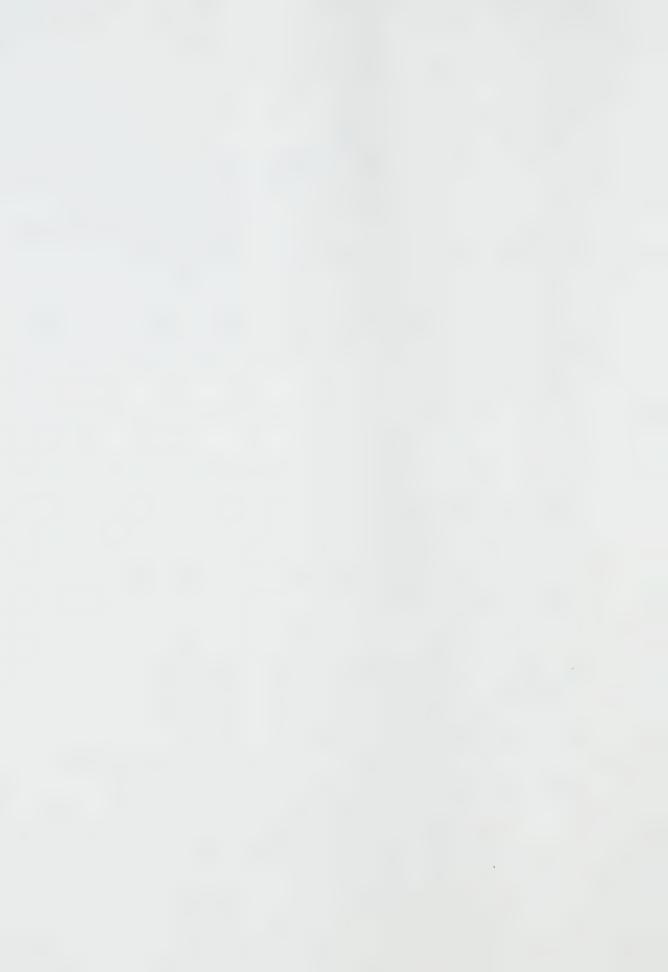
 Astaphan. Otherwise he would have made more comments than sort of carry on the training session.
- Q. In fact, you had told him about the pink pill with the W, hadn't you, at that point?
 - A. That's correct.
 - Q. And he identified that as Winstrol?
 - A. Correct.

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- Q. And you had told him -- I wasn't quite clear what you had said on this but you said something to him that led him to believe that you knew ---
- A. If I remember right and it's very cloudy because, as I say, it was staccato conversations, to say the least.
 - Q. Interupted all the time?
- A. Yes, all the time. We never had two minutes spare for anything.
- Q. But, you did say something to him about either having used or possibly intending to use some?
- A. He'd asked me why I wanted then and it seemed logical to say perhaps I'll go on them but I had absolutely zero intention of swallowing these things.
- Q. I understand that. But from his perspective, I take it he would have formed the impression most likely that you were doing some research, that you were looking into this and you were possibly experimenting yourself?
- A. I can't tell what kind of impression he had.
- Q. All right. But in any event, his reaction wasn't to ---
- A. By the way, when he told the Commission about this particular incident he changed the years to

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מתו האדתופספפ שמונסף הפסיישה



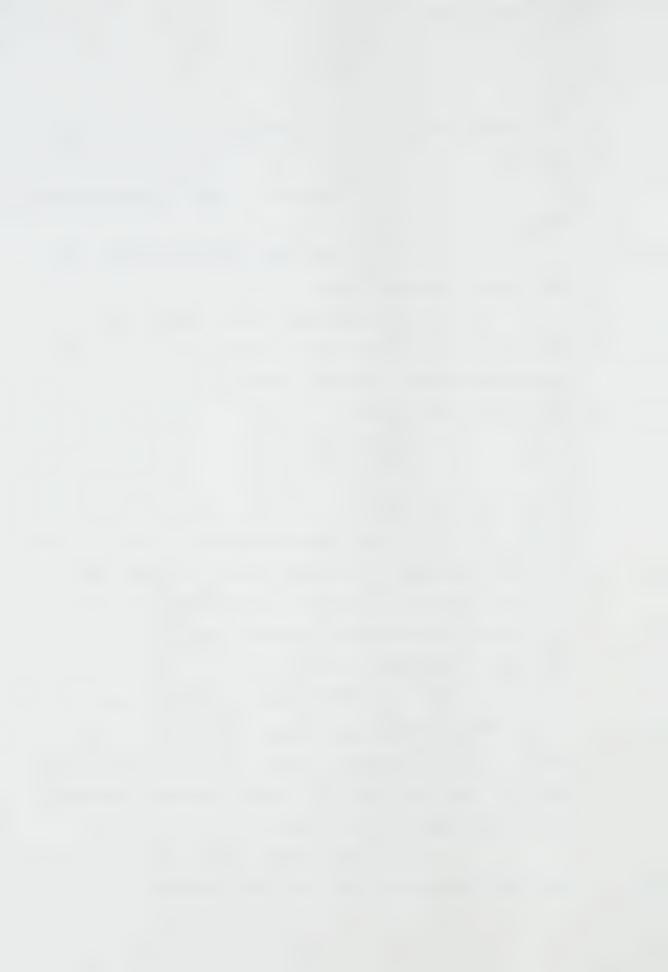
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1987 which coincidentally is when I was coaching Angela Bailey.

- Q. This was prior to your association with Miss Bailey?
- A. Yes, that was very much prior to my association with Miss Bailey.
- Q. I thank you for clarifying that. In any event, his reaction could have been to be secretive about this subject or to have denied knowledge and, in fact, that didn't occur?
 - A. To Charlie?
 - Q. Yes?
 - A. No.
- Q. And it would have been natural for him to assume that you, as a fellow coach, would be interested in these matters as a coach and if that were the case his reaction to you was quite consistent with wanting to share this kind of information with you?
- A. He didn't share anymore -- any information on drugs, no. Very, very little. I think I got -- had one conversation where he told me the cycle of Winstrol which was sort of a triple cycle and extending over five months which surprised me.
- Q. I take it that really, in reality, the door would have been left open. His attitude would have



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left the door open for you to further pursue this, if you wanted to. He was not withholding something from you?

- A. I didn't pursue it, yes.
- Q. Fair enough, fair enough. I take it, sir, finally you'll agree with me and in fact, I imagine you would be proud to agree that in relation to Charlie Francis and perhaps others, you would be relatively naive or relative innocent on the subject of anabolic steroids as used by athletes?
 - A. I am not -- myself?
 - Q. Yes, sir?
- A. I have -- I guess I've read the same stuff that everybody else has read but on the use and cycles, totally naive.

MR PRATT: Thank you, sir.

THE COMMISSIONER: Mr. Bourque?

EXAMINATION BY MR. BOURQUE:

Q. Mr. McKinnon, my name is Bourque. I represent the Canadian Track and Field Association.

At the end of your evidence in chief you stated that in 1987, in a competition between Canada and the United Kingdom, a meet director asked for six clean athletes to be tested. I wanted to ask you now, did that meet occur in Canada or in the United Kingdom?

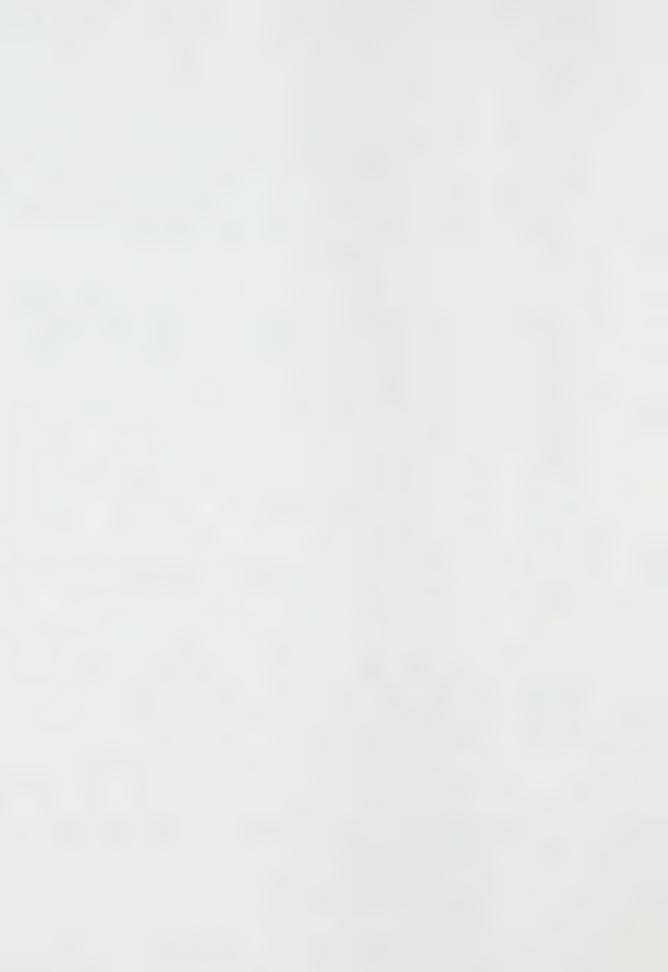


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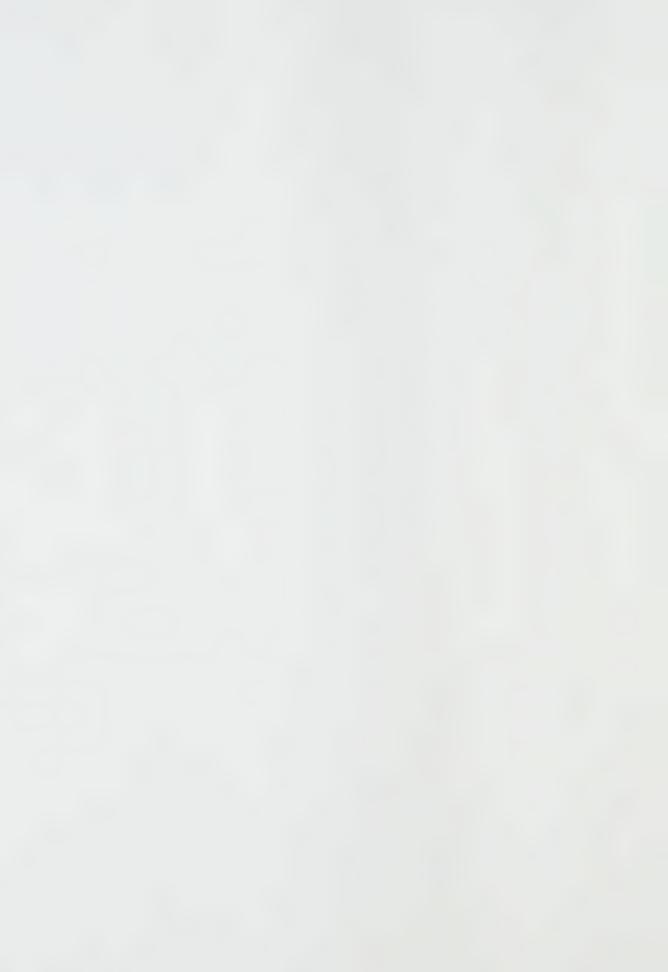
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- A. In England; Birminghan, I believe.
- Q. And just to belabour the obvious, very briefly, I take it then the meet director was an English meet director and not a Canadian meet director?
 - A. Correct.
- Q. Now, we have heard athletes and coaches testify that accusations of steroid use were levelled at Mr. Francis and his athletes for years. But I understand it's your testimony this morning that Mr. Francis and his athletes, in fact, levelled allegations of steroid use against Ms. Bailey as well, is that correct?
 - A. Not their athletes, no, just Charlie.
 - Q. Just Mr. Francis?
 - A. Mm-hmm.
- Q. Over what period of time was he doing this?
 - A. All I can say is for years.
- Q. And I think you have said in this connection that you found, you personally found Mr. Francis to be very persuasive, is that correct?
 - A. Very definitely, very persuasive.
- Q. And that you yourself were apprenhensive about Ms. Bailey possibly have done steroids until you read her diary?
 - A. That's correct.







- Q. And just to conclude, there is no doubt in your mind today that she has never done anabolic steroids?
 - A. None whatsoever.

MR. BOURQUE: All right. Thank you.

THE COMMISSIONER: Thank you. Mr. Bourque.

Mr. Basso, any questions?

MR. BASSO: None.

THE COMMISSIONER: Mr. Armstrong, any

re-examination?

MR. ARMSTRONG: Just a couple of questions. First of all, while Mr. McKinnon is still in the stand, I indicated that we would file, sir, the certificate related to the pill that he provided to us. I don't think it's necessary to provide copies. I just have the original certificate.

THE COMMISSIONER: Can we mark what it relates to, though? Is there some note about the --
MR. ARMSTRONG: Well, what it describes ---

THE COMMISSIONER: The McKinnon pill?

MR. ARMSTRONG: Well, what it describes simply is a pinkish tablet and --

THE COMMISSIONER: Well, the record will show what it's all about, that's fine. We'll mark it as an exhibit. What is the number, please?

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MR. ARMSTRONG: It also indicates to whom it was from.

THE COMMISSIONER: It says that, does it, Mr. McKinnon? Good. The number please?

THE REGISTRAR: 211.

THE COMMISSIONER: Thanks, Mr. Armstrong.

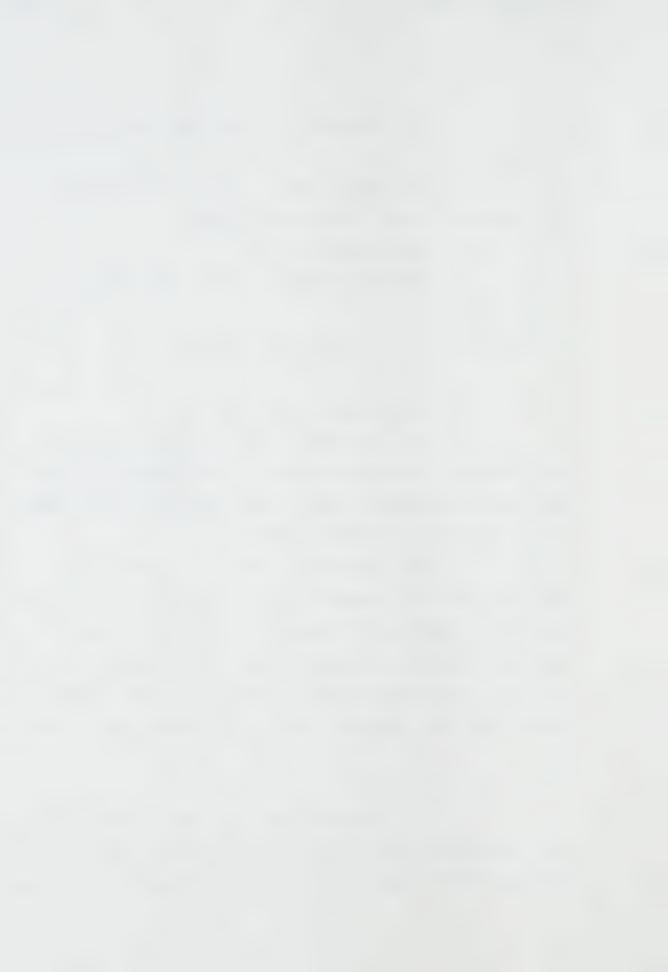
---EXHIBIT No. 211: Certificate of Analysis

EXAMINATION BY MR. ARMSTRONG:

Q. All right. Then, I apologize to you, Mr. McKinnon, you're dead right. I had intended to ask you what the conclusion was of the story with Mr. Bethune and I overlooked that and I'm sorry.

You indicated, I think in response to questions from Mr. Sookram, that up until the time that you saw Dr. Astaphan, I think to use your terminology, there were only really insinuations about steroids use. You were not directly aware that steroids were in fact being used, that athletes were in fact using them and so on.

- A. No.
- Q. After you came into the possession of the information that you did from Mr. Bethune and from Dr. Astaphan and, indeed, I think some confirmation in a sense



from your conversation with Mr. Francis, did it ever occur to you that you should bring this information to the attention of the Canadian Track and Field Association bearing in mind that you were a national team coach?

A. I was an unpaid national team coach. There was no official position at any time, any letter stating I was a national team coach. Let me make that clear. I had no responsibility in the matter.

Suddenly, my -- literally, my best two friends were implicated, Tim Bethune and Charlie. Charlie had done nothing but good for me, had encouraged the team to take me along on many occasions. I had learned from various athletes and coaches throughout the world.

I -- if the thing had happened tomorrow, I still wouldn't tell. I was brought up in Scotland where we didn't have too much money but we certainly had pride and these were both my friends and I wouldn't clipe, as they say in Scotland, I wouldn't tell tales on them.

By the way, Charlie never asked me not to tell.

THE COMMISSIONER: No, but you had confronted him one time after the dispute that Miss Bailey had ---

THE WITNESS: Confrontation perhaps is the wrong word. It was just a conversation. It was not a

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confrontation.

THE COMMISSIONER: Wasn't that the purpose of having you meet at the Bond Street Hotel, is to confront him with what you understood the facts to be. Is that too strong a word, confrontation.

THE WITNESS: I don't even know where that hotel, sorry.

MR. ARMSTRONG: With all due respect, you're confusing Mr. Mumford with Mr. McKinnon because that was 1983.

THE COMMISSIONER: I'm sorry. You're right, thank you.

MR. ARMSTRONG: All right.

THE WITNESS: So, it wasn't a confrontation.

Charlie and I met -- perhaps talked five, six times a

week. By the way, we didn't get in huddles just talking

about drugs. I mean, Charlie is a very interesting guy.

He talks on more than just drugs. We got into politics,

cars, et cetera.

THE COMMISSIONER: Weren't you worried that other athletes were getting an edge over what you call your prize athletes, yourself, in an unfair way?

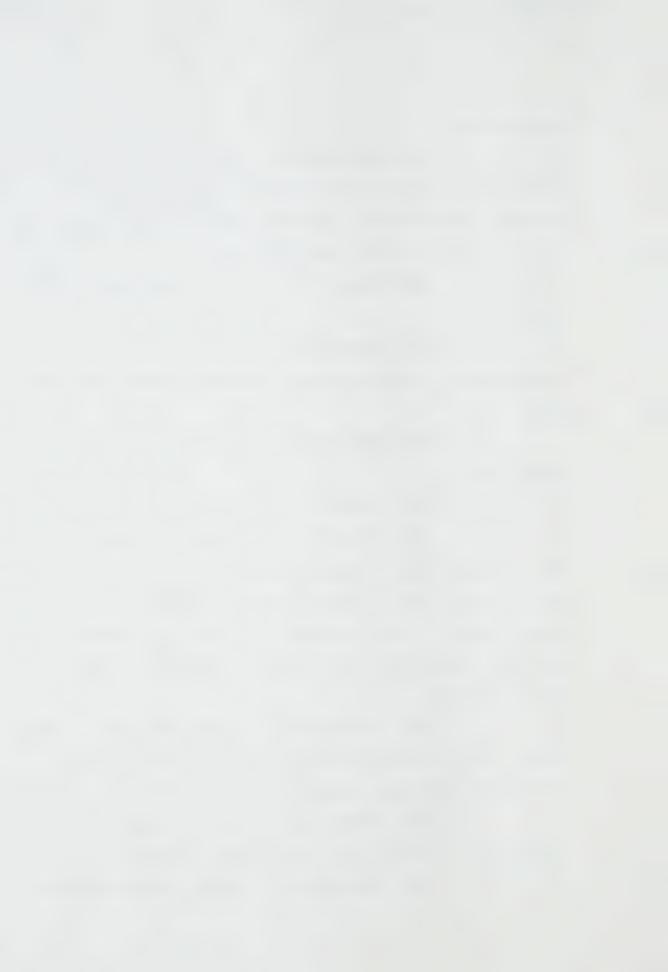
THE WITNESS: Oh, I was -- I mean, I was in a turmoil. At that time, Tim had left anyway.

THE COMMISSIONER: Wouldn't that move you

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to -- out of the protection of your own athletes to -- as Mr. Armstrong said, you had hard evidence at this stage.

THE WITNESS: Nothing would have made me turn him in.

THE COMMISSIONER: Pardon?

THE WITNESS: Nothing, I'm afraid, would have made me turn Charlie or Tim in. That's the way I lead my life.

THE COMMISSIONER: I'm talking about your conversations with Dr. Astaphan. Apparently you spoke very openly about what he was doing.

THE WITNESS: I thought seriously about Dr. Astaphan.

THE COMMISSIONER: Pardon?

THE WITNESS: I was very close going to the authorities on Dr. Astaphan. It seemed ---

THE COMMISSIONER: That would relate to his providing steroids to a group of athletes?

THE WITNESS: Correct. And taking cash money. Taking \$10 and \$20 from --

THE COMMISSIONER: I was just saying, from Ms. Bailey's point of view, that if you felt that --

THE WITNESS: I was not coaching Miss

Bailey. There may have been a different situation had I

been coaching ---



THE COMMISSIONER: No, you coached her in '87, '88.

THE WITNESS: Yes, but this other incident was 18 months prior.

THE COMMISSIONER: I see.

THE WITNESS: To coaching Miss Bailey.

There is a distinct difference. So, it didn't effect me personally. I had no one of Charlie's athletes calibre.

THE COMMISSIONER: No. In '87 or '88 you did.

THE WITNESS: Yes.

THE COMMISSIONER: In Miss Bailey.

THE WITNESS: By that time, it was very heavy cross to bear because I started to coach Angela and then told Angela the situation with Astaphan and we both had to bear that cross.

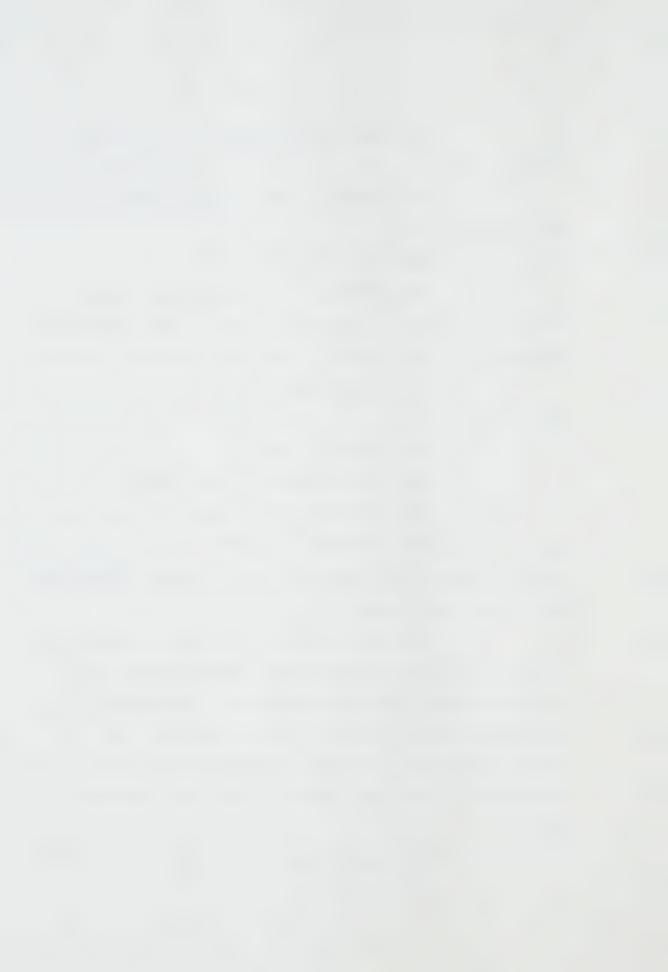
And many, many is a time when driving back from the defeat of Ottawa where I was destroyed and it would be Angela that would slowly but surely pick me up and, 'We can do it, Brian,' and we did do it. We -- Angela did 10.98 clean and it's one of the greatest experiences in my life and one of the most thrilling events.

THE COMMISSIONER: I'm sorry, I interrupted.

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MR. ARMSTRONG:

- Q. Looking, Mr. McKinnon, at the broader issue, whether or not you were a full paid member of the Canadian Track and Field Association, you were a member of the Canadian Track and Field Association, you were a national team coach and I take it that, putting it fairly, you your personal friendships were such with the two of the individuals involved that you just weren't prepared to step over those personal friendships to report them, even though the integrity of the sport of track and field may be involved. Is that —
- assumed the CTFA would clean up theirs. Also, I knew that after the Olympics that there was going to be an explosion because I expected this book to arrive on the scene so I thought it was all over anyway and I approached Gerrard Mach in Italy when Astaphan arrived on the scene. I thought it was very inappropriate for Astaphan to arrive with the team and I made an official complaint.
 - Q. This is in Seoul at the Olympics?
- A. This is prior to the Olympics. This is in 1988 in Italy.

THE COMMISSIONER: In Italy?
THE WITNESS: The first tour.

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MR. ARMSTRONG:

- Q. Sestriere?
- A. Sestriere? I can't remember the name.
- Q. Well, there was a race up in the mountains in a place called Sestriere?
- A. A place up in the mountains and low and behold the entourage arrives and there's Astaphan there.

 That was just too much for me. I thought, this is going to be -- he attached to the Canadian team, I did not like that. So I approached Gerrard, told him the situation and he ---

THE COMMISSIONER: Sorry, you approached who?

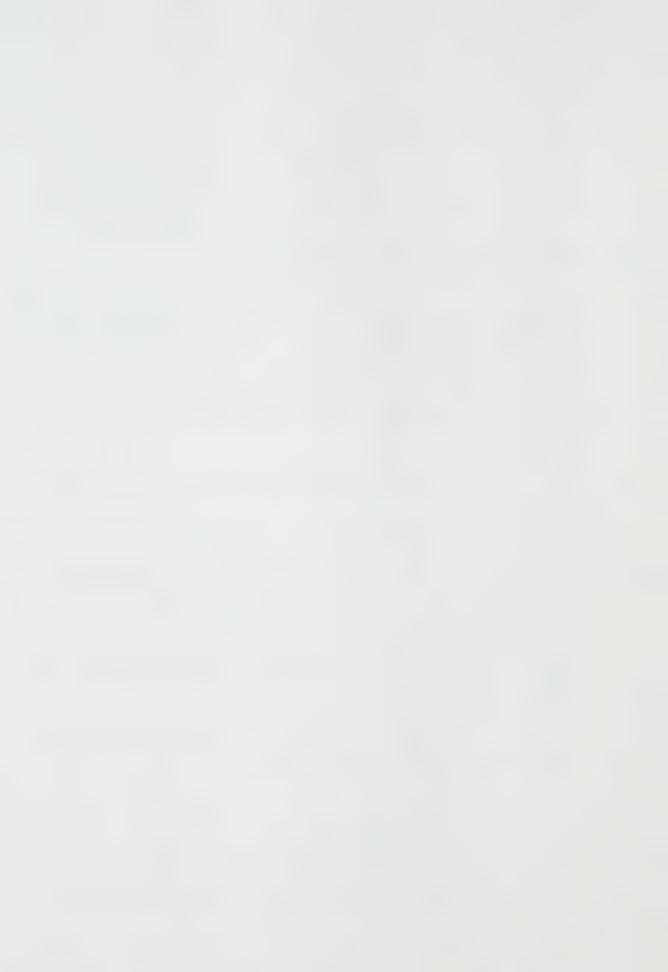
THE WITNESS: I approached Gerrard Mach, told him the situation and he complied with my request.

And at the first team meeting he made it very clear Astaphan was not with the Canadian team. So I felt I had done my duty in protecting Canada's good name to get rid of this doctor.

However, little did I know, of course, that the CTFA were also paying the guy,

MR. ARMSTRONG:

Q. Well, I think in fairness, the evidence that we have here is that he was paid by Mr. Johnson out



of the CFTA trust fund held for Mr. Johnson?

A. They were obviously very well aware that \$10,000 was a lot of money to pay a team doctor.

I -- you know ---

THE COMMISSIONER: I take it, you're disclosing a bit of your Scotch ancestry, I think, right now.

THE WITNESS: Let me also state that, having that evidence, I would never have allowed anyone to get hurt, ever. Had Charlie or Issajenko or anyone come forward --

THE COMMISSIONER: Just going back, when you saw Mr. Mach, you objected -- you complained to Mr. Mach about the doctor being there, as part of the team.

THE WITNESS: Yes, and he complied --THE COMMISSIONER: Did you tell him why?

THE WITNESS: Because I told Gerrard that I expected a huge scandal on drugs after the Olympics.

THE COMMISSIONER: I see.

THE WITNESS: And Gerrard then complied with my ---

THE COMMISSIONER: This is what, '87?

THE WITNESS: Yes -- '88.

MR. ARMSTRONG: No, August '88 in Sestriere?

THE WITNESS: And we should extract

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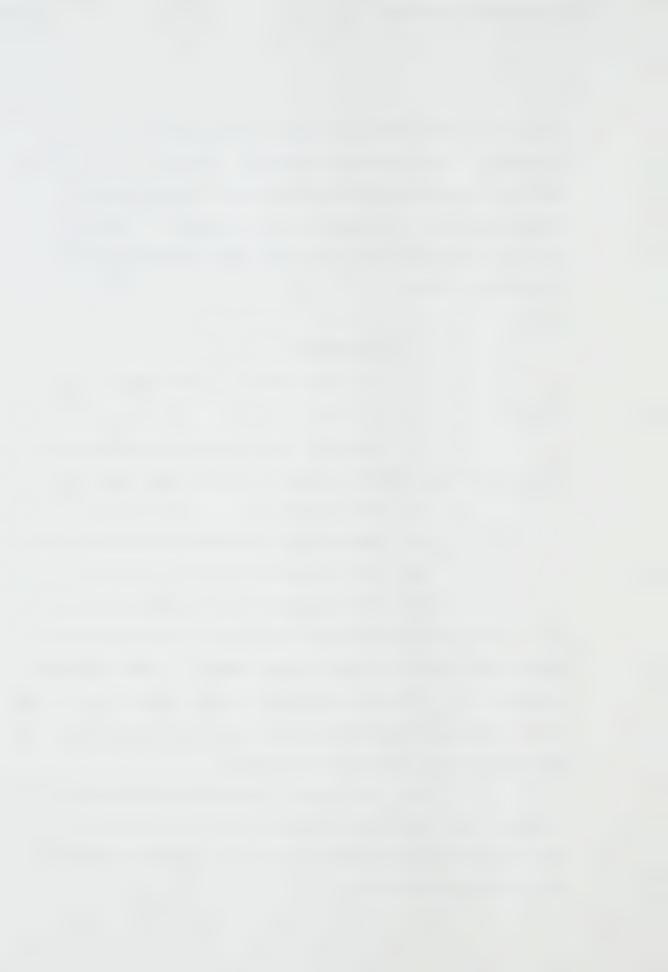
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ourselves completely from this doctor and I was -- quite frankly, I was protecting Canada, I thought. Charlie was not very pleased when he had to pay -- they had to pay their own bill. He expected the Canadian -- the CTFA to pay that bill but I sort of shrugged my shoulders when he complained to me.

MR. ARMSTRONG:

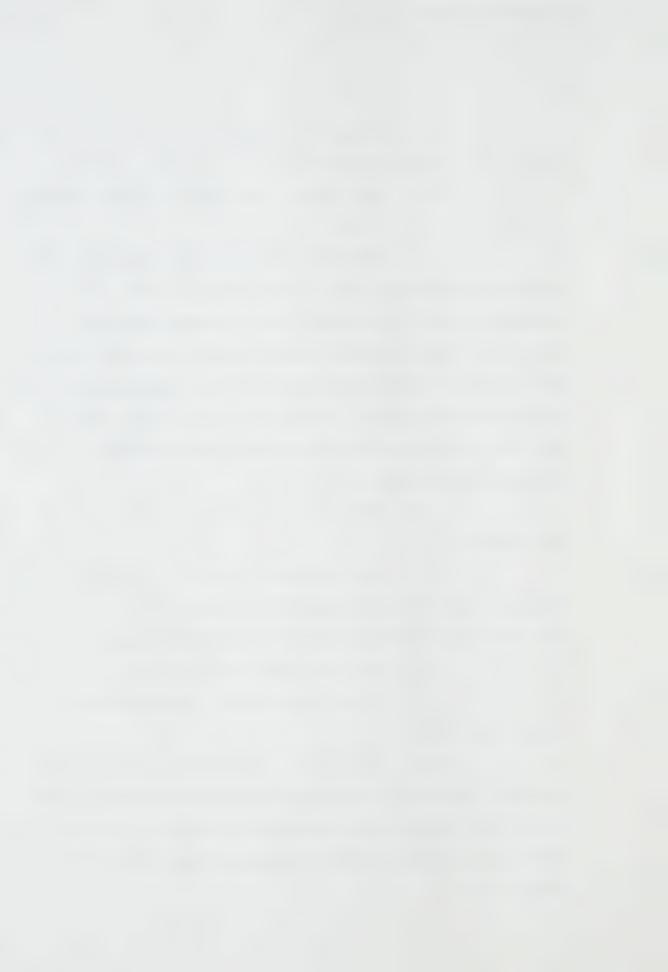
- Q. I'm not following, the CTFA to pay what bill?
- A. Astaphan and Heidebrecht and whoever's bill in Italy. Charlie expected them to pay the bill.
 - Q. Oh, I see.
 - A. And I didn't see that as Canada's job.
 - Q. Well, again I ---
- A. You know, as I was saying earlier, no -- with this information, at least I can ensure that nobody would ever be hurt in the future. That's the way I would put it. I would not have allowed anyone ever to get hurt in any kind of court case or any kind of action. I would have come forward immediately.
- Q. All right. Then one other thing. In response to a question from Mr. Pratt, you said Mr. Francis told you something about the cycling of Winstrol on a five month cycle?



- A. Yes. That was sometime when I was running on the track myself.
- Q. All right. And that's all you remember of that?
- A. Charlie and I had very, very many one to one conversations and I think there was only two instances where he actually talked drugs after that. That was one of them. And the other one was one night when he had mentioned it was amazing that Molly Killingbeck, on 5 milligrams on Dianabol, could run 11.26. These are the only two instances I could clearly remember where reference were made.
- Q. That it was amazing that Molly Killingbeck ---
- A. Killlingbeck, on only 5 milligrams of Dianabol for a limited period could run 11.26 and that way she beat Angella Issajenko and I was present in Utah.
 - Q. And when was that, what year?
- A. I can't recollect. We were down at Utah eight times.
- Q. All right. Just finally, when you met with Dr. Astaphan in his office and he talked about this book, was it your understanding that after the Olympics in 1988 he was going to write this book which would involve ---

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- A. Correct.
- Q. ---some kind of either expose of the drug scene or some ---

A. He --- I think he implied he would be world famous after the Olympic Games. The book theory was confirmed by --

THE COMMISSIONER: Was he going to write a book on his treatments or was he going to expose the whole story?

THE WITNESS: Yes, and the treatments. This was -- this book idea was confirmed by Dave Steen when he returned from St. Kitts. Well, it's a complex story but Dave Steen had told me everything that happened in St. Kitts which led me to believe that obviously Dave was clean, otherwise he certainly wouldn't spill the beans to me.

THE COMMISSIONER: All right, thank you.

MR. ARMSTRONG: All right. Those are all the questions, I have. Thank you, Mr. Commissioner.

THE COMMISSIONER: Thank you very much, Mr. McKinnon. Thank you.

MR. ARMSTRONG: Then, our next witness, Mr. Commissioner, is Ms. Angela Bailey.

THE COMMISSIONER: Miss Bailey?

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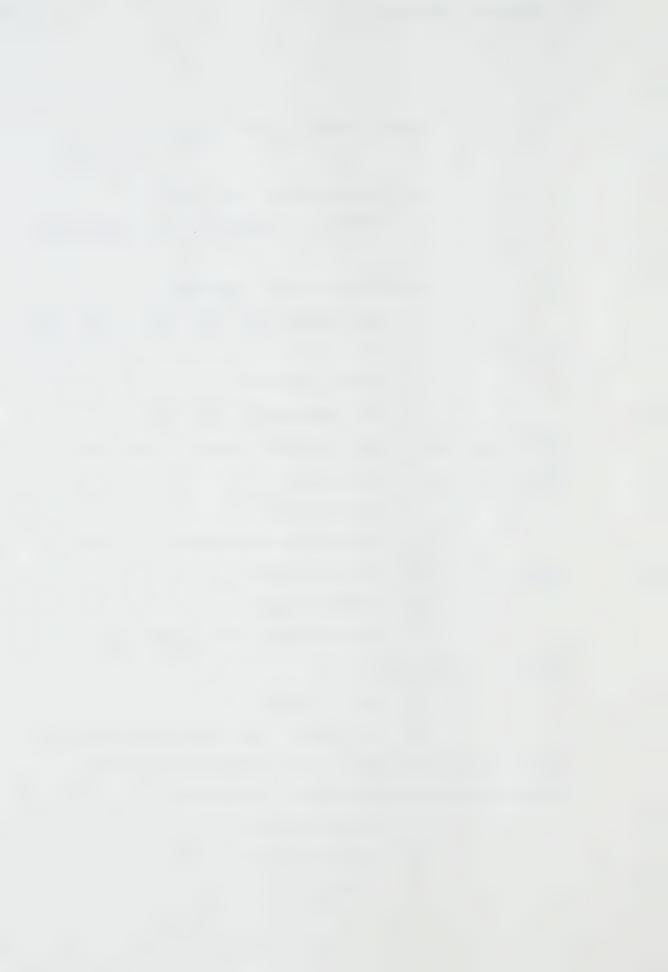
ANGELA CAROL BAILEY: Sworn

THE COMMISSIONER: All right.

MR. ARMSTRONG: Thank you, Mr. Commissioner.

EXAMINATION BY MR. ARMSTRONG:

- Q. Ms. Bailey, you were born in Conventry, England?
 - A. That's correct.
- Q. And apparently spent your early years there going up to what I suppose would be about the junior high school level in Canada?
 - A. That's correct.
- Q. And while in Conventry, you were a member of a track club in Conventry?
 - A. Mm-hmm, right.
- Q. With the delightful name, The Godiva Harriers Track Club?
 - A. That's right.
- Q. All right. And I understand that at early age you competed in the mini-Olympics in West Germany and came second in the 100 metres?
 - A. That's correct.
 - Q. How old were you then?
 - A. I was 12 years old.



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- Q. I'm going to give away your age, but that's well known. What year was that. It would have been....
 - A. 1974, I would think.
- Q. All right. And then when was it your family decided to move to Canada?
 - A. November 1975.
- Q. And then when you came to Canada you came to the -- did you come to Toronto or Mississauga?
 - A. To Mississauga.
- Q. And you've lived in Mississauga, except when you've been down in California at school, you've lived in Mississauga since 1975?
 - A. Right, mm-hmm.
- Q. And in Mississauga, you attended high school at the Glen Forest High School, Woodlands High School and Gordon Graydon High School finishing your Grade 13?
 - A. Right, that's correct.
- Q. And I understand that you also, after graduation from high school, attended the University of Toronto, both the downtown and Erindale campuses?
 - A. Mm-hmm.
- Q. You've studied English literature and you are one year away from your degree in English



literature?

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- A. That's correct.
- Q. All right. And in Canada, your track and field affiliation was initially with which club?
 - A. The Mississauga Track Club.
- Q. And at the Mississauga Truck Club you were coached by Mark Christie?
 - A. That's right.
 - Q. And that was until about 1979?
 - A. Yes, thereabouts, yes, 1979.
- Q. And then, we've already heard from Mr. Mumford that he became your coach in 1979 and indeed was your coach until 1984. Did you and Mr. Mumford have a track club affiliation between 1979 and 1984?
- A. We belonged to the University of Toronto Track Club.
- Q. All right. And then in 1985, I believe it was, that you went down to UCLA in Los Angeles and participated there on that track team, in the UCLA track team, on a full track and field scholarship?
 - A. Yes.
- Q. When you returned to Canada, we know that in about 1986 you were coached by, and still are coached by, Mr. Brian McKinnon and I assume that your club affiliation then became the Etobicoke Husky Striders Track



Club?

- A. That's right.
- Q. Then let me just take a moment and cover some of your long and impressive accomplishments on the track.

Starting in 1977, at the Junior National Championships in Canada, you finished first in the 100 metres, is that so?

- A. That's correct.
- Q. And then in 1978, when you were only 16 years of age, you were a member of Canada's Commonwealth Games team, is that right?
 - A. That's right.
- Q. And indeed, I think you were perhaps the youngest member of the team?
 - A. I was the youngest member.
- Q. You were entered in both the 100 metres, 200 metres and as well the 4 \times 100 metre relay?
 - A. That's correct.
- Q. And the 100 metres you reached the semi-finals and in the 200 metres you didn't quite make the semi-finals but in the 4×100 relay your team got the silver medal?
 - A. That's correct.
 - Q. And then in the national championships

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in Canada that year, 1978, apart from your many other accomplishments, you were in the 100 metres and again, at the age of 16, finished third in the 100 metres?

- A. That's right.
- Q. Nationally. Okay, then moving along to 1979 and the national championships you moved up to the number two spot finishing second in the 100 metres?
 - A. Mm-hmm.
- Q. And then in 1980, in the national outdoor championships, again the silver medalist in the 100 metres, silver medalist in the 200 metres and the 4 x 100 relay team that you were a member of finished first?
 - A. Correct.
- Q. Then I take it, like so many other of the high performance elite athletes that we've heard from, that you were also chosen as a member of the 1980 Canadian Olympic team but unfortunately didn't go because of the boycott?
 - A. Correct, I was 18 then.
- Q. And then in 1980, you competed in some of the Olympic alternative meets, namely, the Olympic alternative meet in West Germany finishing third in both the 100 metres and the 200 metres?
 - A. That's correct.
 - Q. And then in 1980, you were still a



junior so you were eligible for and did compete in the Pan American Junior Championships finishing first in the 100 metres and first in the 200 metres?

- A. Yes.
- Q. And then moving along to 1981, you competed in the Pacific Conference Games finishing first in the 100 metres, first in the 4 x 100 relays. You did the usual what appears to be at least, the usual European tour having a successful series of meets, it looks like, finishing on a number of occasions both first and second, certainly no lower than second, in the 100 metres on the European tour, is all that correct?
 - A. Yes.
- Q. Okay. Thought you would agree with me on all of these. And then again in the outdoor championships in 1981, second in both the 100 metres and 200 metres; in the World Cup trials in 1981, second in the 100 metres and second in the 200 metres in the World Cup trials?
 - A. Mm'hmm.
- Q. And moving along to 1982, in the National Indoor Championships you finished first in the 50 metres, again second in the national outdoor championships in the 100 metres and then you also competed in the Eight Nations Invitational Meet that we've heard a lot about in

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Tokyo, where you were a member of the 4 X 100 relay team that finished third?

- A. Correct.
- Q. To finish off 1982, of course, you were again a member of Canada's Commonwealth Games team, and it looks like fourth in the 100 meters, sixth in the 200 meters, and the silver medal in the 4 X 100 meters. Is that correct?
 - A. That's correct.
- Q. Then in 1983 you participated in the world championships finishing fifth in the 100 meters in a time of 11.20?
 - A. That's correct.
- Q. Which I take it would have obviously put you, ranked you as fifth in the world in essence by 1983?
 - A. 1983, that's correct.
 - Q. All right.

THE COMMISSIONER: Was that your best time? What's your best time so far?

THE WITNESS: 10.98.

THE COMMISSIONER: That was the one that was mentioned before?

THE WITNESS: Yes.

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MR. ARMSTRONG:

- Q. I haven't been following all these times all the way along, up to '83 that looks like the 11.20 is probably your best time then, is it, or had you had a better time?
 - A. 11.17.
- Q. I see. You did the usual European tour as well as the world championships that year of 1983 again with a number of high finishes including first and seconds; is that correct?
 - A. That's correct.
- Q. Then moving along to 1984 again in the national indoor championships, first in the 50 meters. You ran in a race at the Provost Invitational Meet, you were first in the 100 meters. And at the national outdoor championships in Canada, again second in the 100 meters. And then, of course, you were chosen as a member of Canada's Olympic games team for Los Angeles, is that correct?
 - A. Games team, right.
- Q. Then you made the finals in the 100 meters finishing sixth --
 - A. That's correct.
- Q. -- at L.A.. Then as well ran the 200's, made the semifinals. And you were a member of the



4 X 100 relay team which won the silver medal?

- A. That's correct.
- Q. Then in 1985 at the national outdoor championships, you finished first in the 100 meters and first in the 200 meters; is that correct?
 - A. That's correct.
- Q. And in 1986, national outdoor championships, again second in both the 100 and 200 meters. And then again a member of Canada's national team in the Commonwealth Games in Edinborough where in the 100 meters you finished fourth. You were a member of the 4 X 100 relay team which took the silver medal. Is that correct?
 - A. That's correct.
- Q. Then in 1987, a number of meets, again a number of high place finishes. Among them the Colgate Games in June of '87, placing first in the 100 meters.

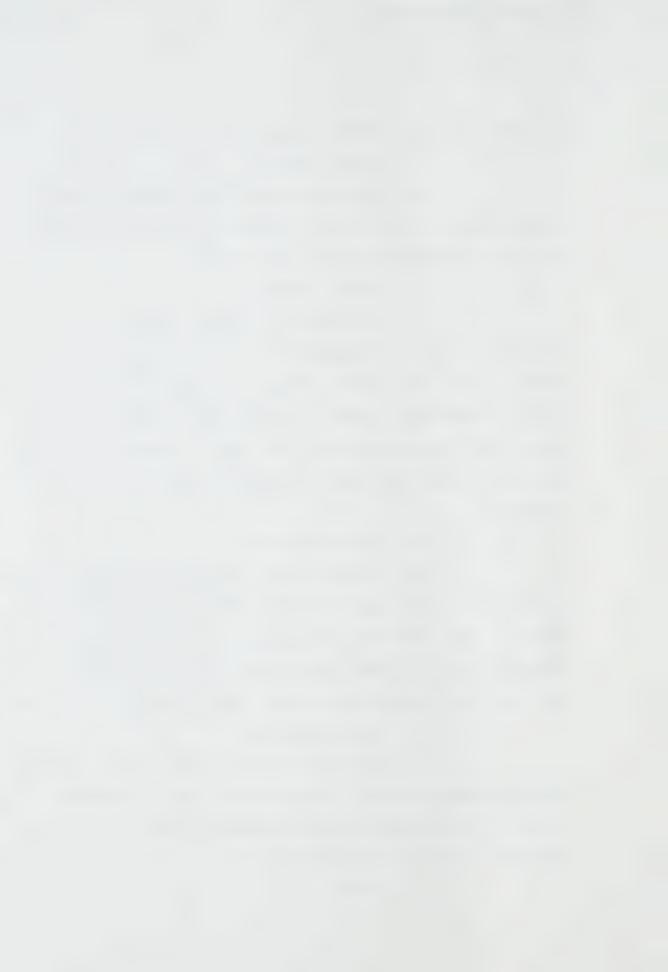
 Then you ran in a meet in Hungary in June of '87 in which you set a new Canadian record for the 100 meters of 10.98?
 - A. That's correct.
- Q. Then, Ms. Bailey, again in the national outdoor championships, second in both the 100 and 200 meters. And the world championships in 1987 in Rome finished seventh in the 100 meters?
 - A. Right.

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Q. And then moving along to 1988 a number of -- again meets leading up to the Olympics with I see at least six, five or six first-place finishes at a number of meets.

Then, of course, you were a member of the Canadian team at the Seoul Olympics?

- A. That's correct.
- Q. And you competed in the 100 meters and the 4 X 100 meter relay; is that correct?
 - A. That's right.
- Q. Then I wanted to first of all just ask you the question as to what has been your position throughout your track and field career concerning the use of performance-enhancing drugs and anabolic steroids in particular?
- A. I have always considered it cheating.

 And I believe that if you can't make that position

 yourself, then you shouldn't really be in the sport.
 - Q. Yes.
- A. And it is not ethical or anything, the problem, I just consider the fact that you are cheating as an athlete.
- Q. And I take it that since that is your position that it is in fact the way you have competed.

 You have competed without taking banned substances such as

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anabolic steroids?

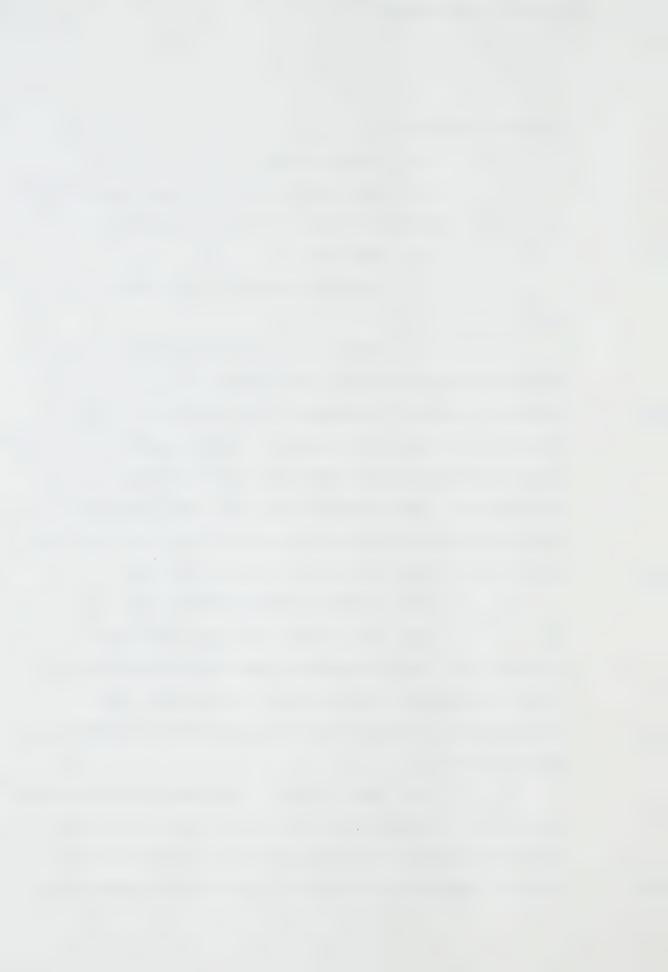
- A. That's correct.
- Q. All right. Then you went down to UCLA on a track scholarship as we have just reviewed in 1985?
 - A. '85-'86.
- Q. And what led you to go down to UCLA in 1985?
- A. Well, I thought when I came -- when I was in the finals at the 1984 Olympics that I could perhaps do better. And one of the reasons for choosing UCLA was the coach, Bob Kersee. I had noticed in the 1984 Olympics that he had a number of athletes that had won gold medals. And I thought that if I went down there that obviously he would have good ability to be able to coach and to especially coach me as a non-drug user.
 - So, I took the chance and I went down there.
- Q. Now, before you went down there and accepted the track scholarship and before he became your coach I assume you must have met him and had some conversation with him about the prospect of his becoming your coach?
- A. Yes, I did. I had heard that he was a drug coach. And before I went down there, I told him I said that I have heard these rumours. Now, the only reason I am going to go down to the United States is if

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you say to me you can coach me. If you can make me that promise that you can coach me without performance-enhancing drugs, I said drugs at the time, than I can, but if you can't I won't be there. And he basically said just trust me.

THE COMMISSIONER: I am sorry, I didn't hear you. You said if you --

THE WITNESS: If you could coach me without drugs then I would go down there.

THE COMMISSIONER: I see. And if not, that was the end of the association.

THE WITNESS: That's right.

THE COMMISSIONER: What did he say to that?

THE WITNESS: He said -- he didn't mention

drugs or anything. He just just believe in me, just trust me.

THE COMMISSIONER: Just believe?

THE WITNESS: Just believe in me --

THE COMMISSIONER: Right.

THE WITNESS: -- just trust me.

MR. ARMSTRONG:

Q. When you say he didn't mention the drugs or anything, you had put it to him four square, that, look, I have heard the rumours about you and the

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fact you are a drug coach, and you were making it very clear to him you didn't want him to coach you with the use of drugs?

- A. That's right. I had mentioned that to him on the telephone before he came down to see myself and my parents. And then I mentioned that again when he was here.
- Q. When you in a sense put out that challenge to him, did he make any response such as I am not a drug coach, or I do not encourage my athletes to use drugs?
- A. No. The only thing I can actually say that I remember very vaguely was they are rumours, but what I do remember him saying was just believe in me, just trust me.
- Q. All right. Then there was -THE COMMISSIONER: Well, how long were you
 there, Ms. Bailey, in California? Two years, was it?

THE WITNESS: No. I had the possibility of being on the two-year track scholarship. Within six weeks I knew that the relationship between myself and Bobby wasn't going to work. So, I was there from January of '86 to June of '86.

THE COMMISSIONER: That's when you were in California?

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THE WITNESS: That's when I was in California.

MR. ARMSTRONG: All right.

THE COMMISSIONER: I take it did he not administer any steroids to you in that period of time?

THE WITNESS: No, no, absolutely not.

THE COMMISSIONER: So, in a sense he kept his part of the bargain?

THE WITNESS: Right, he did.

THE COMMISSIONER: But you had other reasons for not be happy, I take it?

THE WITNESS: Well, he didn't know how to coach me because I was drug free. He didn't have an idea of how to coach me. And I didn't improve.

THE COMMISSIONER: You did not improve?
THE WITNESS: No.

MR. ARMSTRONG:

- Q. What happened? What was there about his coaching methods that you found unacceptable because as the Commissioner has pointed out he kept his part of the bargain. He didn't suggest you take steroids or give you steroids?
- A. One of his problems was that Bobby trained his athletes every single day very, very hard.

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And I have been used to a program where you train hard for the first day, let's say Monday, then you take a day off or two days off, then you train the body hard again.

Well, he trained his athletes hard every single day. And I had made a few complaints to him, but finally I said I can't train like this. We sat down and we had a conversation. And he just didn't understand why I couldn't do it.

I didn't come out and say at that time that it was because of the drugs. I just said I can't train six or seven days a week hard without a break. But he just couldn't understand why I couldn't do that. His other girls weren't doing that well either on the team.

- Q. Then, so did you make -- you obviously must have made a decision to leave him then, did you?
- A. I did. One of the things he had suggested to me is that if I didn't feel I could work with the UCLA team, that I could start working with his other girls, the girls who I had been competing against for years, the elite athletes.

When I pursued him on that matter, he said that wouldn't work because I was a UCLA athlete. So, as I got more and more frustrated I decided it was time to leave him.

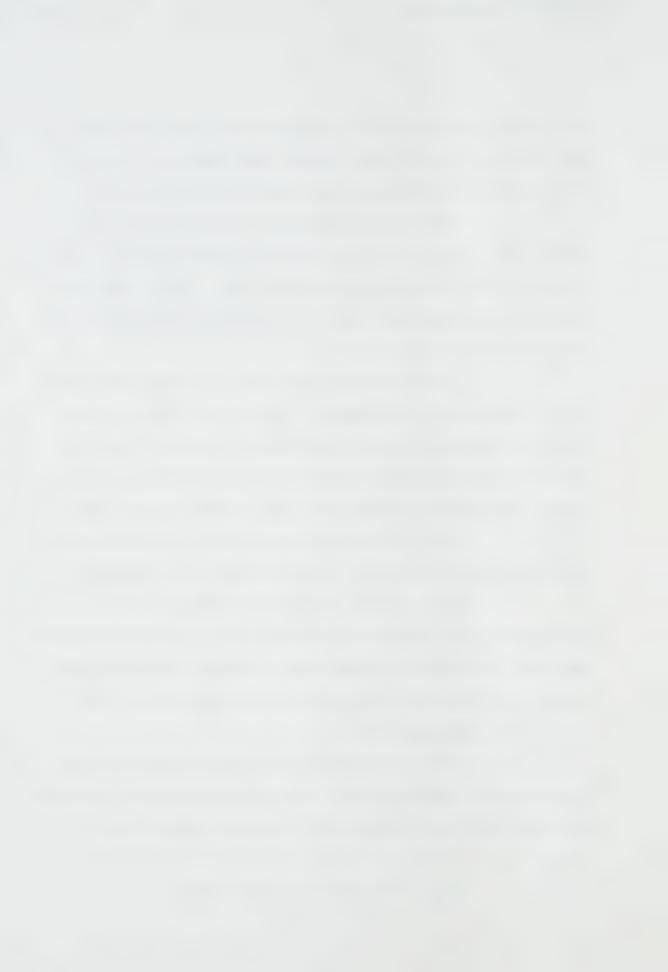
Q. When did you leave him?

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- A. June of '86.
- Q. All right. Then, well, let me see.

You went you said in 1985?

- A. Actually --
- Q. You went in 1985. So, January 1985.

It must have been June of '85?

- A. June of '85, yes.
- Q. Then who became your coach after you left Mr. Kersee?
- A. Well, I was going to come home, but before I had left California I had a chance to speak to Pat Connally, she's Evelyn Ashford's coach or she was Evelyn Ashford's coach at the time. And I told her before I had left UCLA that I was getting very frustrated with Bobby's program. She told me to stick it out and then to talk to her again in the fall, which I did. And I stayed with Pat for less than a year.

THE COMMISSIONER: In California as well?
THE WITNESS: In California.

MR. ARMSTRONG:

Q. All right. Then there was an incident in 1983 that I just wanted to review briefly with you. We have already heard some evidence of it from Mr. Mumford.

Were you, Ms. Bailey, back in 1983 involved

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משי מונדשממתשמ שמוומם זוממוששוי



in any of the meetings that included Mr. Mach and the representatives of the CTFA and Mr. Francis and so on at the Bond Street Hotel when the discussions concerning anabolic steroid use by Angella Issajenko were held?

- A. No. That was purely a coach's meeting.
- Q. All right. I don't want to cover the story that took place at the York University track, but in any of the subsequent discussions or investigation by the CTFA, were you in any way involved in any of those?
- A. No, I don't remember being involved with any of those.
- Q. Were you, for example, ever in a discussion that involved a Mr. Don Fletcher and Charlie Francis and Gerrard Mach about the allegations that you had made at that time?
 - A. No, definitely not.
- Q. And let me just ask you this so that we have it clearly. Do you ever remember a meeting at which those people that I have named were present, that is Fletcher, Mach, and Francis --

THE COMMISSIONER: Francis.

MR. ARMSTRONG:

Q. -- in which Mr. Fletcher is alleged to have suggested that, well, maybe the solution to all of



this is that everybody be tested, and do you suggest everybody be tested now.

Do you ever remember any discussion like that?

- A. No. There was definitely no meeting, no.
- Q. Then in the period from 1986, '87, '88 on, did you ever have occasion to raise the issue of steroids with Mr. Gerrard Mach, the head coach of the national team?
 - A. Several times.
 - Q. Tell us about that, please.
- A. In most of the conversations that I had with Gerrard, he was always trying to have me associate myself more with Charlie Francis' group or with Waldemar Matuszewski as a massage therapist. And on every occasion I told him that I didn't want to be associated with the group because of what I suspected.

And I pointedly would say, you know,

Gerrard, you know they are on drugs, I know they are on

drugs, and I don't want anything to do with that situation

at all. But he would -- he would always ignore the fact

that I was giving him that explanation and say, oh,

Angela, but we must keep the team together, things like

that.

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Q. Was there some occasion in February 1988 prior to some trip to Europe where again you had a discussion with Mr. Mach and this issue came up again?

A. Yes. This time it came up because after 1987 when I set the Canadian record although it was broken again, I was having a lot of problems with the Mazda group.

What I needed actually at that time was a massage therapist because I was training really hard. I had mentioned to Gerrard that because I was going to Europe and Waldemar was taking care of the other group that perhaps it would be a good idea that I have a massage therapist over in Europe with me.

He objected to this, and said why don't I associate with Charlie's group and with the Mazda athletes and Waldemar. I said to him, I was pretty angry, I said, you know, Gerrard, this entire thing is going to explode and when it does explodes I don't want to have my name associated with the group or with anybody in that group. So, could we please or could you please get me a massage therapist.

He said to me well, it wasn't in the budget.

And I said, well, it may not be in the budget, but I am

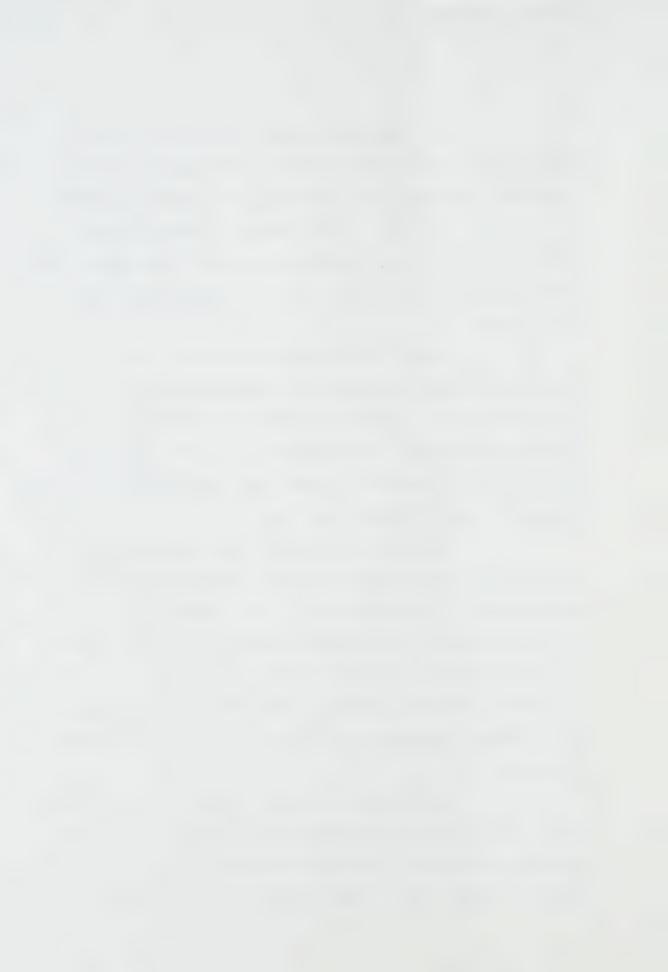
going to Europe and I do need somebody to give me a

massage. And I knew I wasn't going to get it from

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Waldemar.

And at that point he said okay, well, I will look in to the money for my massage therapist.

THE COMMISSIONER: When was this? What date are we at now?

THE WITNESS: This would be in 1988, I think. Yes, 1988, sometime.

THE COMMISSIONER: Thank you.

10 MR. ARMSTRONG:

Q. All right. Then, when you discussed with him your desire to get a massage therapist, his suggestion was, that well, associate yourself with the Francis group, that includes Waldemar Matuszewski. Your response was, well, Gerrard, this whole thing is going to explode and when it does I don't want to be a part of it. What did you mean by that? What whole thing was going to explode?

A. Well, I had had conversations Gerrard on several occasions. Each time I did I mentioned the steroids situation which by now he would have been fully aware of because I kept telling him about how bad it was. Whether I had evidence or not, I strongly suspected what they were doing.

So, each time I mentioned that I was telling

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him about the steroids situation. And he understood exactly what I was saying each time.

Q. And then, Ms. Bailey, did he ever at any time during the course of these conversations say, well, I am going to look in to this or suggest that he was going to follow up in respect of any of these allegations that you were making that a group of athletes were involved in steroids?

A. No. Gerrard was kind of like a father figure. So, his idea was to try and keep the team together. Basically what he would say to me is, Angela, you worry about what you are doing, and I will worry about what I have to do.

THE COMMISSIONER: And the team would be the relay team, I guess?

THE WITNESS: Well, the team, the Canadian team in general, yes.

THE COMMISSIONER: Who was on the relay team, the 4 X 100 most of the time?

THE WITNESS: Most of the time it would be Katie Anderson.

THE COMMISSIONER: Yes?

THE WITNESS: Angella Issajenko, and --

THE COMMISSIONER: Yourself. And who was

25 the fourth?



THE WITNESS: The fourth member? Angela Phipps was normally the fourth member.

THE COMMISSIONER: And of that group who was the Mazda? Were the other three Mazdas?

THE WITNESS: The other three were Mazda athletes.

THE COMMISSIONER: You were the only non-Mazda athlete then on our 4 X 100?

THE WITNESS: That's right.

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MR. ARMSTRONG:

Q. All right. Then, Ms. Bailey, I wanted to take you to the summer of 1988. You were present this morning when Mr. Mumford testified. And first of all, he said that on the weekends of August 5 through 7, 1988 in Ottawa at the national championships, he apparently approached Dr. Doug Clement of Vancouver for some information about performance-enhancing substances and steroids in particular, I believe.

Did you know that he approached Dr. Clement?

- A. No, I did not.
- Q. When was the first time you heard that he did?
- A. I don't know. Actually, perhaps yesterday Dr. Clement, I didn't know that at all.



Q. All right. And then Mr. Gray has testified in regard to a telephone call that he received from Mr. Mumford in mid-August of 1988 inquiring about, he said, growth hormone.

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Mr. Mumford this morning testified about his recollection of the same telephone call in which growth hormone, Dr. Astaphan's magic sauce, which he believed to be a mixture of growth hormone and steroids was discussed and in which he said that if Mr. Gray had obtained Dr. Astaphan's so-called magic sauce that he would have taken it and presented it to you or given it to you by -- with the indication that you could make a choice.

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What if anything can you tell us about your knowledge of that phone call and that situation?

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A. I didn't know about that conversation until John had made it. He had phoned me after he had made it with Rob Gray. I told him off. I wasn't pleased with it. And my opinion if he had been able to get the magic sauce, I probably would have just given it back to him and told him to take it himself, because I really firmly believe that if you are going to cheat to win then it is just not worth it.

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I always like to stand out as an individual and even if I had to stand alone and compete that was good enough for me to compete and win my way.



Q. All right. Then, Ms. Bailey, there was also --

THE COMMISSIONER: Were you being tempted at this time? Obviously, Mr. Mumford, who wasn't your coach, was suggesting to you that perhaps you should reconsider your position if you want to win. That's the type of discussion that was going on?

THE WITNESS: That's right.

THE COMMISSIONER: And were you being tempted at all at that stage?

THE WITNESS: Tempted by -- you think about it.

THE COMMISSIONER: All right.

THE WITNESS: And I did think about it,

not --

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THE COMMISSIONER: Mr. Mumford was speaking -- thinking about it and actually trying to do something about it apart from thinking.

THE WITNESS: Well, I suppose he was, but he knows me well enough. I am the kind of person I wouldn't even take an aspirin unless I see the bottle that it comes out of.

THE COMMISSIONER: No, he said you would make the ultimate decision, but I imagine in those days with what you believe was going on that -- and the



discussion you had have with Mr. Mumford that you were being tempted or really had -- were considering it. Is that a fair way of putting it?

THE WITNESS: No, I was never considering

it --

it?

THE COMMISSIONER: You would never consider

THE WITNESS: No. I was perhaps finding information about it to know what I was up against. If it was -- I always believed that I could compete with these athletes and I had.

THE COMMISSIONER: I understand.

THE WITNESS: But if they were on to something completely knew --

THE COMMISSIONER: But here is your friend, Mr. Mumford, who had been your coach for some years, in a sense making -- trying to make the drugs available for you for an ultimate decision on your part, that's one step getting closer to using them. If it's being handed to you.

THE WITNESS: John is very strong minded. He will do what he wants to do.

THE COMMISSIONER: Right.

THE WITNESS: So.

THE COMMISSIONER: And he said you are

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strong minded, too?

THE WITNESS: Right.

THE COMMISSIONER: All right. Go ahead.

MR. ARMSTRONG:

- Q. Well, you say you were never considering it. What about the evidence this morning then taking it a long one step that Mr. Mumford gave about your seeing an endocrinologist and discussing growth hormone.

 Did that happen?
- A. Right. I didn't see him. John had phoned me and said why don't you talk to this endocrinologist.

First, I didn't know what endocrinologist meant. I didn't know where I was supposed to find this information. And I told him that I didn't want to. And he said, well, go ahead, just at least phone and talk to him.

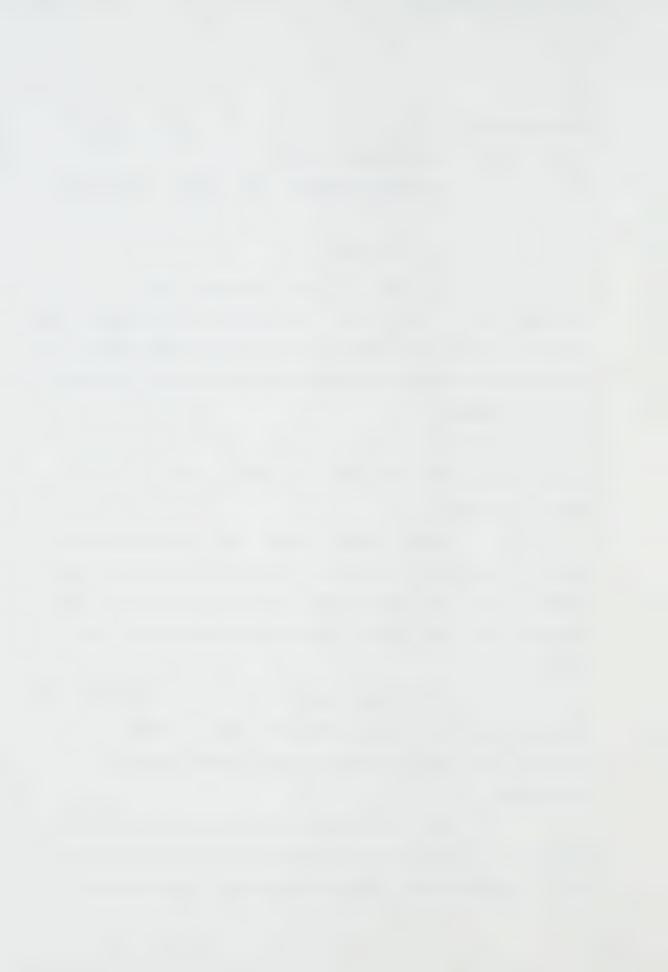
So, I reluctantly picked the telephone book up and looked for a name and it was at the Credit Valley -- actually he suggested the Credit Valley Hospital.

So, I looked at the Credit Valley Hospital, looked at the name, and came up with a name of a person I can't remember now. Phoned the number, spoke to his

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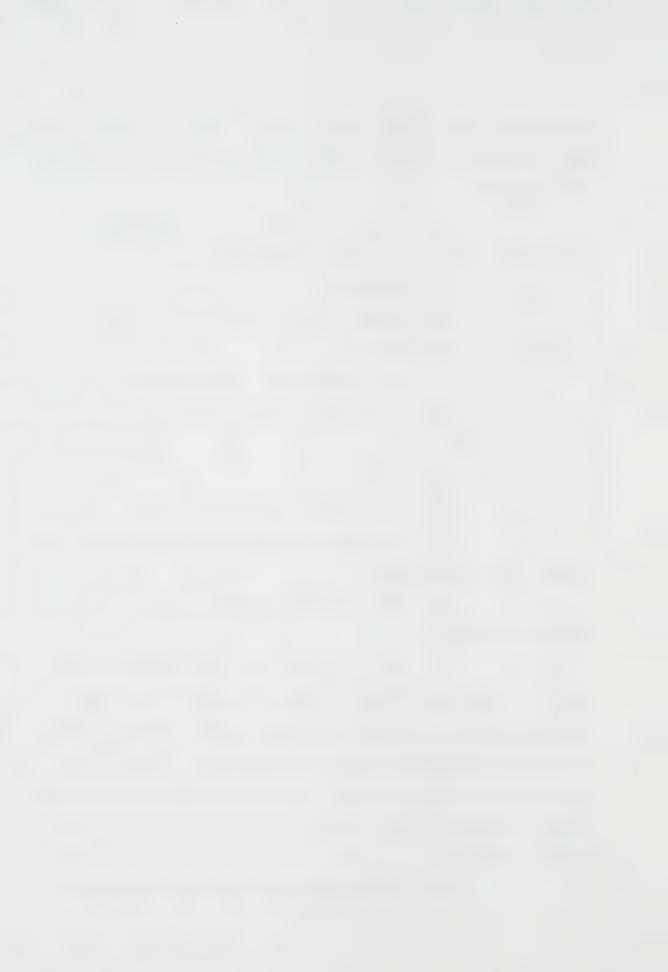
secretary. The doctor wasn't there. And a few days later the secretary phoned me back asked for me and then I spoke to the doctor.

- Q. Just so we have it, Mr. Mumford was suggesting you call an endocrinologist?
 - A. Correct.
- Q. He didn't provide with you a name, thought, he just said --
 - A. He -- not that I can remember.
- Q. He said you should talk to a endocrinologist --
 - A. Yes.
 - Q. -- because that's the field.
- A. He said speak to an endocrinologist at Credit Valley Hospital.
- Q. What did you intend to ask the endocrinologist?
- A. Well, I knew what I was going to ask him. I asked him, I said to him, I suspect that these athletes now are on growth hormone. And I asked him about the differences between what I thought was -- what I had heard called monkey brains, which were a different kind of growth hormone, and the growth hormones that these people were taking now.
 - And I asked him to explain the difference.

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He said that with the monkey hormones he said that there is a detrimental effect. With the things that they were possibly taking now, he suspected that they were synthetic. And if they were synthetic, he suspected that they were contaminated and that they were also coming from the -- a company called Genetic (phon) in the United States.

He also went on to say that any synthetic hormones that would be -- I mean that any growth hormones that would be available in Canada would be very regulated. And then he went on and gave me a name of another doctor at the Sick Children's Hospital.

I basically knew what kind of questions I wanted to ask. I said -- I also asked him in your position as a doctor would you prescribe this to anybody who didn't have a problem, meaning dwarfism.

And he said he would never prescribe that to anybody who didn't have a problem, because even when he prescribed it to the people who had dwarfism their lifespan was also very short.

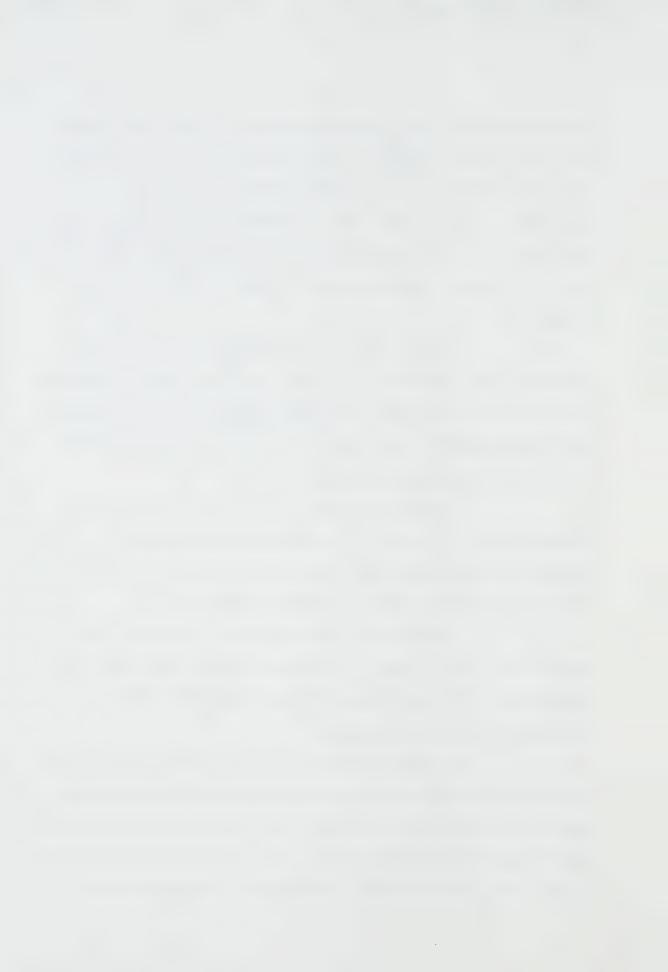
He went on to say that any athlete that was taking these drugs was just playing with time, and that sooner or later time would run out. And also that if they were going to take those drugs, they would have to take a supply that was more than the natural hormones that we

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produced.

- Q. When was this that you called this endocrinologist?
 - A. I just -- I cannot remember.
 - Q. It was 1988, obviously?
 - A. It was 1988, definitely.
 - Q. Was it August of '88?
 - A. I can't remember.
- Q. Can we see if we can tack it down by reference to track and field events in 1988. You have participated in the nationals on the weekend of August 5th to 7th. Would it be either before the nationals or after the nationals, do you know?
- A. One of the reasons perhaps I can't remember this is because John had suggested I phone this fellow.
 - Q. I am sorry?
- A. John had suggested that I phone this fellow, the doctor
- THE COMMISSIONER: It was after his discussion with Rob Gray or before?

THE WITNESS: That's the problem. It wasn't my initiative to phone this person. So, it doesn't really stick out in my mind.

THE COMMISSIONER: All right.

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MR. ARMSTRONG:

- Q. Now, the way you have put it, Ms.

 Bailey, and the description of the questions you asked it sounds as if you are really just telephoning the doctor out of academic interest, if I can put it that way, or out of curosity to find out what the different kinds of growth hormone are that athletes maybe using. Is that it?
 - A. That's correct.
- Q. Now, were you also making the inquiring to find out if a program of growth hormone might be of some assistance to you in your athletic performance?
- A. I am trying to remember. Well, I might have asked that question because I said if -- he said if you were supposed -- if you were going to take that, you would have to take enough or more than enough than what the body normally produces.

Then I asked him the question, well, if you did that, then what would happen to the body over time?

He said that the body would suppress its own hormone production. And then you would get into trouble over time. And so, he didn't suggest that would be a route to go at all.

Q. But in any event, is it fair to say that you had at least reached the point in your own thinking on this issue where if the substance was

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available and if there were not the medical reasons for not taking it, you were prepared to take it?

- A. No. Like I said before, John was the one who suggested this. And so if I have the fellow on the phone, I am not just going to sit there silent, I am going to ask him questions and I did. And I asked him questions. I had no intention of taking -- I have never had any intention of taking drugs.
- Q. So, the reason for the phone call simply was it was a suggestion made by John Mumford and you accepted his suggestion?
- A. Right, because I -- he had spoken to Rob Gray, I suppose, I am not really saying that that's firm in my mind, but he had suggested it and suggested it quite strongly.
- Q. All right. Well, he had spoken to Rob Gray and he had decided that within about 24 hours that Gray was probably talking through his hat, as I think he put it, because he didn't think that Dr. Astaphan would provide the growth hormone to Gray three weeks before the Olympics or whatever he said it was.

Is it possible that he was suggesting to you, well, look, Ms. Bailey, we can't -- I am sure he didn't say Ms. Bailey -- look, Angela, I don't think we are going to get it from Rob Gray, why don't you phone an

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endocrinologist at Credit Valley and see if he can provide you with some?

A. If that was the circumstances, I wouldn't have phoned, because I certainly wasn't interested -- interested in that at all.

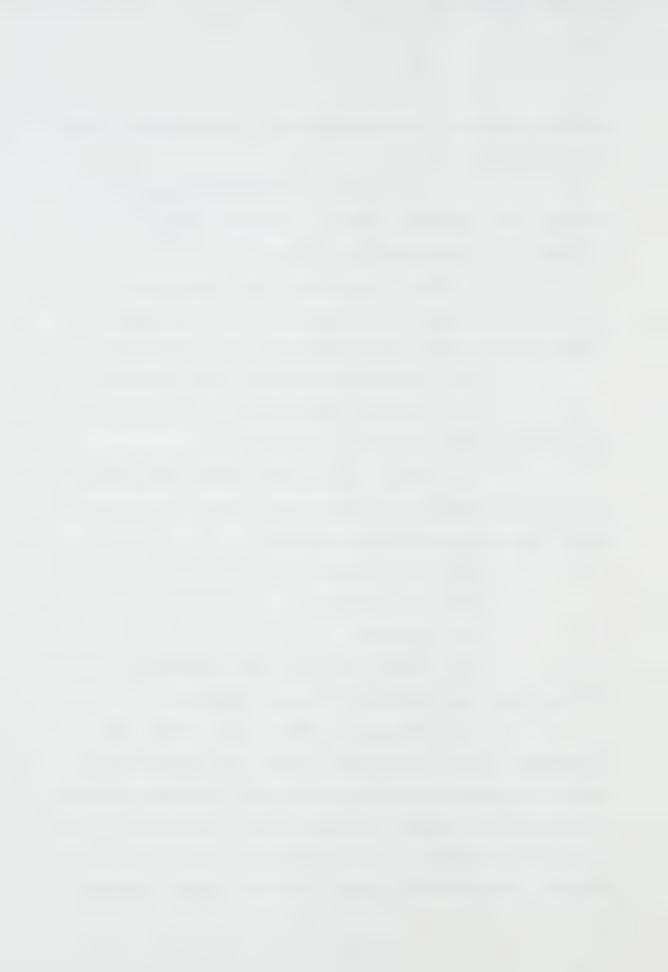
I think it was more fact finding for me as it always has been. I also spoke to a Dr. Clement, I think that was after I had spoken to this endocrinologist.

- Q. When did you speak to Dr. Clement?
- A. I would imagine that it was sometime after I had spoken to this endocrinologist.
- Q. Well, Dr. Clement is from Vancouver so it was likely either at the nationals or on the European tour if he was on the European tour?
 - A. No, actually I had phoned Dr. Clement.
 - O. In Vancouver?
 - A. Uh-huh.
- Q. Again, did you seek his advice as to the use of either steroids or growth hormone?
- A. The reason why -- yes, I did. The reason why I did speak to Dr. Clement is because he had helped me over the years with my stress fracture and with other problems. And I thought he was very informative and I also knew that he did not believe in drugs at all. So, that he would give me a very objective opinion on them.

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So, when I phoned him, I had mentioned to him that I had heard that the athletes in the U.S. were taking a combination of growth hormone and Anavar. And I had mentioned that name to him, and he had never heard of that name. And then we just went on to talk about -- I asked him would you as a coach and a doctor prescribe this to your athletes. And he said no way. And then we just went on to talk about, you know, drugs and training in general and how everything was going.

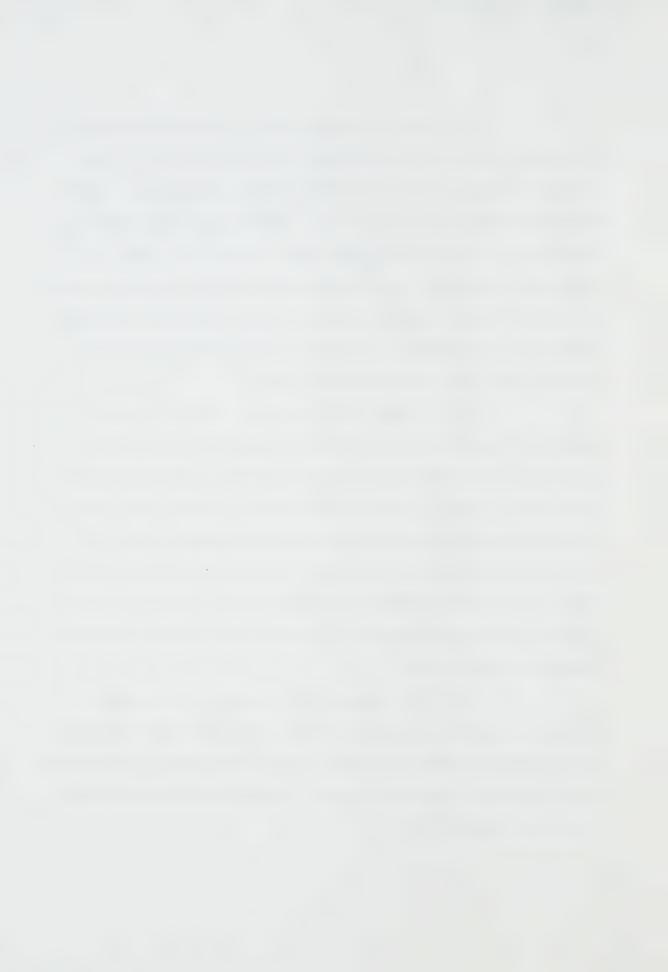
Q. Then let me ask you this. I mean is it possible that you were reaching a kind of moral crisis in your own track and field career and that you were saying to yourself and perhaps to John Mumford that, look, the performances really have gone through the roof, as it were, they can only be achieved through the use of steroids or performance-enhancing drugs. And if I can't achieve those performances, without drugs maybe I should consider using drugs?

A. No, quite the opposite that maybe it was time to call it quits in the track and field because I had started in track and field since 1976 where there were very few drugs, if any, at all. Athletes were completing on a very level ground.

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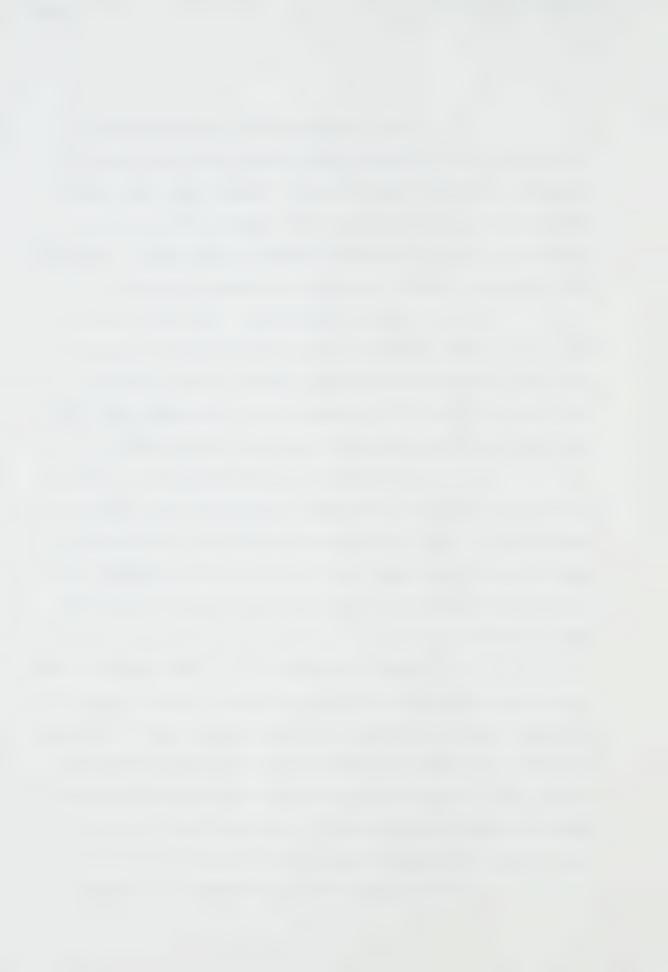
- A. And I believed if it was getting to a this point where athletes were going to do anything and everything to win, then it didn't whether you were born with natural talent anymore. You could just go to a pharmacy and be the fastest athlete in the world. If that was the case, I wasn't willing to compete anymore.
- Q. Now, I understand. Just one other question, because I think it's my obligation to ask you this, if that was the thinking that you went through, that, look, if that's the way it is, I'd rather quit than use drugs, why then make the inquiries about drugs?
- A. Because for my own curiosity. I always do things for my own curiosity. I phoned them, I got the information. When I went to the Olympics, I could look at these athletes and say, sure, you have the enjoyment now but you may be dead in a few years and that's basically how I looked at it.
- Q. Then, Miss Bailey, I just wanted to ask you whether after the Seoul Olympics you told a couple of newspaper reporters from the Toronto Star, and I'm taking an exact quotation from the Toronto Star, that "Cocaine, heroin, LSD, whatever they can do to win, they'll do it, sprinter Angella Bailey said in an interview yesterday," which would have been October the 9th, 1988.

Did you make such a statement to a Kevin

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Donovan or a Dale Ruzell of the Toronto Star?

A. Well, the actual conversation was -the reporter asked me, "Do you think athletes would --'
athletes and this is not Canadian athletes, this is just
athletes in general, "Do you think athletes would take
cocaine, heroin, LSD to win?"

And I repeated that by saying, "Yes, cocaine, heroin, LSD, I think they will do anything to win."

What he did not write down or report was that I also said that if they were going -- if someone had said to jump off a bridge to win, that they would do that as well. I mentioned that had they would do everything to win and do it at all costs.

- Q. All right. Then I take it then, in fairness, that wasn't really an opinion that you were advancing at the time? I take it you didn't have any direct evidence of having seen somebody take cocaine or be involved in taking cocaine or heroin to win?
 - A. That's correct.
 - Q. All right. Then --

THE COMMISSIONER: I don't think that's what was intended. That was a hypothetical.

THE WITNESS: It was just hypothetical.

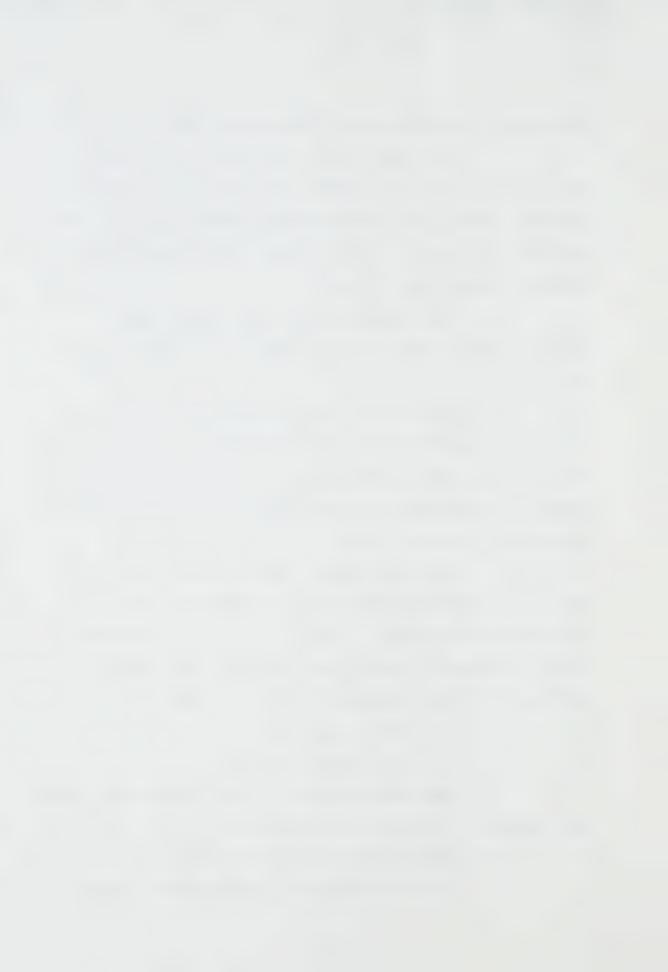
THE COMMISSIONER: Hypothetical question,

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that Miss Bailey's theory was they'll do anything to win.

THE WITNESS: Right, they'll just do
anything.

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MR. ARMSTRONG:

- Q. Right. Okay. Then Miss Bailey, you were at the Hamilton Indoor Games in January?
 - A. Mm-hmm.
- Q. You were in the 50 metre race and eventually were declared the winner and we've heard described some of the circumstances of that race by both Mr. Mumford and Mr. McKinnon.

After the race was over and at a point -- I take it immediately after the race you must have been advised that Miss Rocheleau was considered the winner, is that it?

A. Yes, even though I had gone back and I knew that I had won the report the race, a reporter had stopped me and said how do you feel about that? I said, I know I've won, but I'm not sure really what they're doing upstairs. but, I think when they announced it, they announced it because the people were leaving, the sponsors were there and they wanted to see somebody get awarded with the first place prize. So they just rushed it through.



- Q. And after -- after the race, I take it, you collected your things together and went off to have dinner in the adjoining reception area where they were providing dinner for the athletes?
- A. Yes, I went back the night it was changed, yes.
- Q. Now, before you left the arena, did you have occasion to speak to Julie Rocheleau?
- A. Yes, I was just about to leave -- I was just walking through the door with a club mate of mine and Julie came up and she grabbed my arm and she said,

 Angella, Angella, you came first. I said, I know that.

 And she said, but, you've got to get testing. I said nobody told me that. And then she said, But, you've won, you've won, you've got to get testing.

I said, well, Julie, they announced me as coming second and I'm leaving. She goes, but, no, we can't -- she grabbed me and said we can't have another Ben Johnson thing. And then I kind of looked at her and I thought to myself, don't tell me you're doing this right now in the middle of all this.

But, I didn't say anything to her and I just left and hoping, of course, that she would get tested and get caught.

Q. All right. And then -- and then

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obviously you left, went up to dinner and we've heard from Mr. McKinnon, I take it you confirm it to be so, that he fetched you out of a nice dinner and you went down to the doping control room?

Α.

That's right.

- Q. And you indeed were the person who was tested?
 - A. That's correct.
- Q. Okay. Then you've been in this sport for a long time even though you're still a young person. What can you offer, Ms. Bailey, if you were to be asked and I'm going to ask you as to what your opinion is as to how this steroid problem, at least in track and field, be dealt with, first of all, within Canada? What would your suggestions be?
- Well, I believe that within Canada there is a lot of people out there who are as talented as myself, or even more talented. I achieved the top ten in the world since 1983. I think that is a very good indication that if there are athletes out there and we want to spend the time and money to help those athletes be in the best in the world, then that is achievable. I know that's achievable.

And there has to be more stringent drug testing. It has to be completely independent of Sports

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Canada, of the Canadian Track and Field Association. That the people who are going to be conducting these tests should be asked questions, do you believe in drug testing, do you believe in taking drugs, questions like that, that are very important, because you can't have someone who believes in taking drugs conducting the tests.

That also that these people should be rotated and have absolutely nothing to do with the -- any kind of body whatsoever. They could even be young people who believe in sports themselves and would like to see that their sport in Canada continue.

- Q. So I take it from what you've said, you would support the idea of some independent agency, that is an agency independent of the particular sport, involved in the first branch of the testing procedure which is the collection of the various samples before they're passed on to the lab?
 - A. Absolutely, absolutely.
 - Q. And ---
- A. I think it should definitely be random testing. I think if you want to compete in the sport in this country that you should have to sign a contract saying that these are the guidelines, I abide by these guidelines. These are the rules and I will follow them.

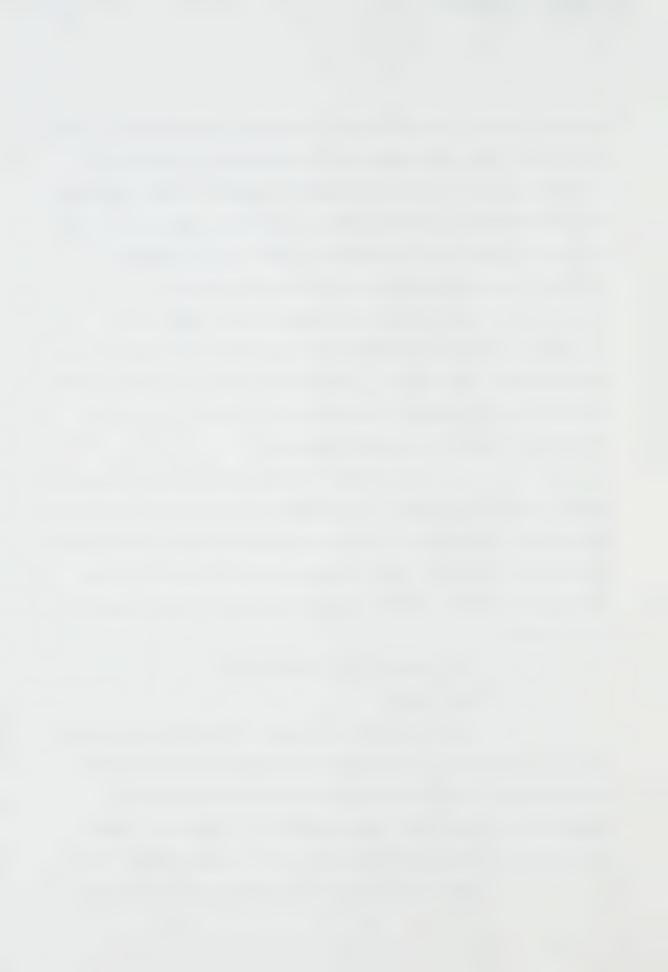
And once you do that and you are subjected

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to random testing, if they want to come and knock on your door at 12 o'clock at night, fine. I would agree to that.

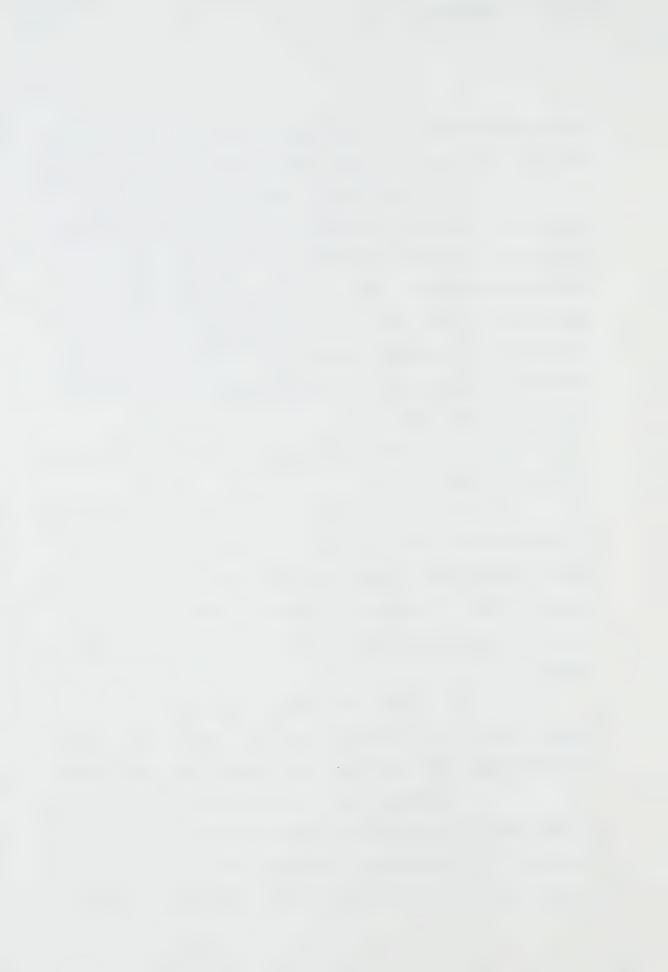
- Q. All right. And I take it then you, as an athlete, prepared to compete in the sport and take the benefits of whatever the sport has to offer, you're also prepared to agree to that kind of invasion at least into your private life, that if indeed somebody were to knock on the door at midnight or whatever, that you would be prepared to agree that it's appropriate to have random testing at that time?
- A. They're the guidelines and that's what we have to abide by.
- Q. All right. And you of course have been a competitor for many years on -- at the international level. What about on the international level? Would your opinion differ in any way or should Canada continue to pursue independent random testing on the international scene?
- A. Well, one thing I believe is that Canada should stop worrying about the rest of the world first and make sure that we clean up our own back garden.

Secondly, that if we're going to do anything on the international circuit, I've been told by many, many athletes it is absolutely impossible and if we're going to do anything at all, we have to get to the main source;

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that's the black market drugs, the IAAF, the IOC and we've got to get in there and try and do something.

If we're going to test internationally, we have to get people who are not a part of the country.

Maybe Canadians, Americans, Jamaicans, whoever, get them all together to fly over and do the random testing on people in other countries.

MR. ARMSTRONG: Fine, thank you, very much, Miss Bailey, those are the questions I have.

THE COMMISSIONER: Thank you. I think we'll take a short break.

---Afternoon recess

THE COMMISSIONER: Mr. Pratt, do you have any questions.

MR. PRATT: No, thank you, sir.

THE COMMISSIONER: Mr. Bourque?

EXAMINATION BY MR. BOURQUE:

Q. Miss Bailey, my name is Roger Bourque.

I represent the Canadian Track and Field Association.

With respect to the discussions you have described involving Gerrard Mach, in fairness to Mr. Mach who may give evidence here, I wonder if we can be a little more precise in fixing those discussions with dates and

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places so that he can respond if he considers it adviseable.

I believe you said that they occurred in the period, '86, '87 and '88?

- A. Mm-hmm.
- Q. I think you have to indicate yes or no. It's not sufficient ---
 - A. That's right, yes.
- Q. And I believe you said as well that there were three or four of them or have I got that wrong?
 - A. There was several conversations.
- Q. Can you be any more precise than several?
- A. I didn't bring my journals here today but I would be able to look in my journals and actually specify the dates.
- Q. Would you have noted all such discussions in your journals?
 - A. Not all of them, no.
- Q. And if you're able to come up with the dates of any such discussions I wonder if you would be kind enough to provide the dates?

THE COMMISSIONER: Perhaps Mr. Basso could notify Mr. Armstrong of what's in Ms. Bailey's diary instead of having to bring her back.

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MR. BOURQUE:

- Q. I believe you said, in fact, you did say, I see in my notes, that at the time spoke with Mr. Mach you had no evidence, just suspicion?
 - A. That's correct.
- Q. Now, at the same time we've heard from Mr. McKinnon, Mr. Francis was levelling accusations of anabolic steroid use at you, is that correct?
 - A. That's correct.
- Q. And you certainly heard those accusations made?
 - A. Oh, yes, many times.
- Q. And Mr. Francis wasn't making them in any secretive way. He was being quite public about them, was he not?
- A. I don't know that he was being public about them. I never heard them directly -- he never, ever said that to me directly. I usually heard that through the grapevine. Somebody else came back. Actually, once in a while, it was his own athletes. Molly Killingbeck said that to me one time. Rob Gray has said that to me.
- Q. And I suggest to you, Miss Issajenko as well?
- A. Actually, no, she's never actually said that to me.



Q. In any event, do you know whether any of those accusations became known to Mr. Mach?

A. No, I don't know that.

MR. BOURQUE: Thank you, those are all my

questions?

THE WITNESS: Thank you.

THE COMMISSIONER: Thank you. Any other counsel for Miss Bailey? Mr. Basso, any questions?

MR. BASSO: No, sir.

THE COMMISSIONER: Mr. Armstrong, any re-examination?

MR. ARMSTRONG: No re-examination.

THE COMMISSIONER: Thank you very much, miss Bailey, for your contribution with the work with the Commission and the examples you're setting. Thank you for your evidence and good luck to your future athletic career?

THE WITNESS: Thank you very much.

THE COMMISSIONER: All right.

MR. ARMSTRONG: Yes. That ---

THE COMMISSIONER: The next witness, please?

MR. ARMSTRONG: Mr. Commissioner, is it for a little bit of time. In setting up our schedule for the summer, we have attempted to arrange sufficient time for more preparation and, as well, to accommodate the summer

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holiday schedule of witnesses, their lawyers and indeed our own staff who we believe have earned the right to a day or two off.

THE COMMISSIONER: You may think that.

MR. ARMSTRONG: Well, they think it and I do and you may find a picket line outside the door if you don't think it as well.

In any event, sir, bearing all of that in mind and bearing in mind that of course the Commission's work is going to continue the public hearings are in many respects only the tip of the iceberg, we propose that we adjourn the public hearings until Tuesday, August 1st.

THE COMMISSIONER: I think this is the day school is out all over the city, so... All right. Thank you very much, Mr. Armstrong. August the 1st we'll reconvene, at 10 o'clock. Thank you.

MR. ARMSTRONG: Thank you.

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⁻⁻⁻⁻Whereupon the proceedings were concluded to resume on August 1,-1989 at ten o'clock.



